

100-21-1-07.

E.]

Educational (1909) Department.

ORDINARY MS.

G.O., No. 309

DATED 22-5-09.

(17)

[Despatch Abstract,]

Government Museum

Sanctioning the local purchase of
a gun for the use of the Taxidermists
department of the

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

[1]

2,000-16-7-0

EDUCATIONAL DEPARTMENT

CURRENT FILE.

CONTENTS.

From	Number.	Date.	Pages.
[877] S. G. M.	212	16-4-09	1 to 6
A. G.	P.A.S. 1012	23-4-09	5

[P. T. O. FOR PUT UP PAPERS.]

PAPERS PUT UP WITH CURRENT No. _____

Papers of the department to which the current belongs.

Number.	Date.	Original (=O.) or spare copy (=S. C.).	Remarks. (In this column such of the papers as have been removed —for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.

Papers of other departments.

Department.	Number.	Date.	Original (=O.) or spare copy (=S. C.).	Despatcher to note the return of the papers to the departments concerned.

Stock Form No. 135.
4,000—1-8-08.

EDUCATIONAL DEPARTMENT.

C.W. 877



Received 190 ,

Registered 26-4-1909 3

Subject.

*Requesting sanction of Government for the
purchase of a gun at a cost of Rs 115 from Messrs P.
Orr and Sons, Madras.*

ENCLOSURES.

No. *One*

Spare copies

Thro' the Accountant General, Madras.
No. 212

Station *Madras*, Dated the *16th* April 1909.

From (Name) *J. R. Henderson Esq., M.B. Ch., F.L.S.,*
(Designation) *ag Superintendent, Govt. Museum*

To The Secretary to the Government of Madras,

Educational Department.

Sir,

*With reference to articles 4 and 5
of Appendix F of the Madras Treasury
Manual, I have the honour to request
the sanction of the Government for the
purchase of a gun at a cost of Rs. 115 from
Messrs. P. Orr & Sons, Madras, for the use
of the Taxidermist's Department of the
Museum. The guns at present in use—
—a central-fire gun (of small bore for kill-
ing small birds only) and a pin-fire gun—
were purchased many years ^{ago} and have had*

to be repaired from time to time. I consider that the pin-fire gun is unserviceable and that it should be replaced by an improved model.

2. As there is no provision in the Budget for meeting the proposed expenditure, a re-appropriation statement (in duplicate) is forwarded herewith.

I have the honour to be
Sir,

Your most obedient servant,

J. R. Henderson.

ag. Superintendent,
Govt. Museum

Stock Form No. 49.
2,000-39-10-05.

RE-APPROPRIATION STATEMENT to accompany all applications for sanction to expenditure not provided for in the budget,
or for additional allotments.

Govt. Museum. DEPARTMENT OR OFFICE.

Original

Major, minor, sub and detailed heads of budget (a).	HEADS OF ESTIMATE PROPOSED TO BE INCREASED.				HEADS OF ESTIMATE PROPOSED TO BE REDUCED.				REMARKS.
	Amounts as in the sanctioned estimate.	Actual expenditure up to date.	Probable expenditure during remainder of the year.	Amount of additional allotment required.	Amounts as in the sanctioned estimate.	Actual expenditure up to date.	Probable expenditure during remainder of the year.	Amount available for re-appropriation	
1	2	3	4	5	6	7	8	9	10
26 B. Scientific etc Department Provincial Museum	Rs	Rs	Rs	Rs	Rs	Rs	Rs	Rs	
Supplies and Services Ammunition	15	-	130	115	1849	4	1760	115	
Fittings, Furniture etc for the Collection									

(a) The same detail must be given as in the printed Civil Budget Estimate.

NOTE.—If no re-appropriation is possible, the urgency and necessity for the expenditure must be fully explained.

Dated 16th April 1909.

J. R. Henderson
ag. Superintendent
Govt. Museum

1878 112

1879 112

1880 112

1881 112

1882 112

1883 112

Stock Form No. 49.
2,000-30-10-05.

RE-APPROPRIATION STATEMENT to accompany all applications for sanction to expenditure not provided for in the budget,
or for additional allotments.

Govt. Museum DEPARTMENT OR OFFICE.

Duplicate

Major, minor, sub and detailed heads of budget (a).	HEADS OF ESTIMATE PROPOSED TO BE INCREASED.				HEADS OF ESTIMATE PROPOSED TO BE REDUCED.				REMARKS.
	Amounts as in the sanctioned estimate.	Actual expenditure up to date.	Probable expenditure during remainder of the year.	Amount of additional allotment required.	Amounts as in the sanctioned estimate.	Actual expenditure up to date.	Probable expenditure during remainder of the year.	Amount available for re-appropriation	
1	2	3	4	5	6	7	8	9	10
26 D. Scientific etc. Department Provincial Museum	Ro	Ro	Ro	Ro	Ro	Ro	Ro	Ro.	
Supplies and Services Ammunition	15	-	130	115					
Fittings, Furniture etc. for the Collection					1879	4	1760	115	

(a) The same detail must be given as in the printed Civil Budget Estimate.

NOTE.—If no re-appropriation is possible, the urgency and necessity for the expenditure must be fully explained.

Dated 16 April 1909.

J. R. Henderson
R. S. Superintendent
Govt. Museum

No: P.A.5.

7012

F o r w a r d e d.

2. There is no audit objection to sanction being accord-
ed by Government under article 98 (k) of the Civil Account
Code, if they are satisfied as to the necessity for the pur-
chase of the Gun in the local Market.

3. The Superintendent is himself competent to sanction
the proposed re-appropriation.

Accountant-General's Office,)
Fort St. George,)
Dated 23rd April 1909.)

A. Hanley *Wrigstocke*
ACCOUNTANT-GENERAL.

W. B. C.

TO

The Secretary to the Government of Madras,
Educational Department.

Enc. 3.

EDUCATIONAL DEPARTMENT. C.W. 917

Received



190

Registered

3-5-

1909.

Subject.

*What done
an
3/15*

Requesting to pass early orders on his letter No 212 dated 16th April 1909 forwarded through the Accountant General for the purchase of a gun for the museum.

ENCLOSURES.

No.

Nb

Spare copies

No. 240

Station *Madras*, Dated the *14th May* 1909.

From (Name) *J. R. Henderson Esq^r, M. B. C. M., F. L. S.,*
(Designation) *ag. Superintendent, Govt. Museum*

To The Secretary to the Government of Madras,
Educational Department.

Sir,

I have the honour to request that Government will be good enough to pass early orders on my letter No. 212 dated 16th April 1909 forwarded through the Accountant General for the purchase of a gun for the museum.

*I have the honour to be,
Sir,*

*Your most obedient Servant,
J. R. Henderson.
ag. Superintendent,
Govt. Museum.*

JRH

NOTES.

C. No. 877 From the Supdt. Govt. Mus. No. 212, dated 16-4-1909.

SUBJECT

Sanction to purchase a gun at the local market.

Page 1 of C.F.

The Supdt. of the Govt. museum requests the sanction of Govt to the purchase of a gun at a cost of Rs 115 from Messrs P. Orr and Sons, Madras, for the use of the Taxidermist's department of the museum.

2. The Supdt. states that there are two guns at present in use - one a central fire gun of small bore for killing small birds only and the other a pin fire gun. They were purchased many years ago and the pin fire gun has become unserviceable. The Supdt. therefore desires to replace it by an improved model.

Page 5 of C.F.

3. The A.G. states that under Article 98 (k) of the Civil Account Code, the Govt. can sanction the proposal, if they are satisfied as to the necessity for the purchase of the gun in the local market.

4. Under article ⁹⁸(k) of C.A.C. the special cases in which the Local Govt can sanction the local purchase of articles of European manufacture are -

(1) when for any special reasons, it

It may be economical to do so;

- (2) When stores indented for from England have not arrived, or when a sudden emergency has arisen, and in either case only if serious inconvenience to the public would be caused by waiting for the stores from England;

- (3) When the articles are perishable."

5. The purchase of a gun for the Museum does not seem to come under any of the cases above specified. In these circumstances it is for consideration whether the local purchase of the gun may be sanctioned.

7/4
2.5.09

Under Art. 98 (k) of the Civil Account Code, the gun required for the Museum should "ordinarily be obtained by indenting on the Secretary of State". It does not appear that the present case falls under one or other of the special cases referred to in para. 4 of the office notes, and the proper course seems therefore to be for the Superintendent to obtain the gun by indenting on the S.G. in due course.

RD
2.5.09

See.

It seems unnecessary to go to the S.G. for this small article.

Col
3.5.09

498 sent
16-10-08
2376-1
11-11-08

9 NOTES.

Page 3

I agree. Approved to go to S. of S.
Sanction marking for Fin. for
acceptance if that is necessary.

all
4/5

B

Please see paragraph 1 of G.O.No.498, Financial dated 16th October 1908. Under this order, ^{it appears that} the

the Superintendent, Government Museum, can himself sanction the local purchase of the gun as its value

does not exceed Rs.250. ~~The Financial Department of the~~

2. The ~~officer was not a~~ Accountant. ~~he~~ however stated in para.2 of his endorsement general/ ~~the~~ said that Government can sanction the purchase under Article 98(k) of the Civil Account

Code. The Accountant General may be asked u.o. to state whether the opinion expressed by him in para.2 of his endorsement is correct or whether under para.

1 of G.O.No.498, Financial, dated 16th October 1908, the Superintendent is himself competent to sanction

the proposed purchase. Or perhaps the file maybe

7/11. Sent no. to the Financial Department
6.5.09

for remarks as to whether under para.1 of G.O. no. 498 Financial, dated 16th October 1908, the sanction of the Local Govt is necessary for the purchase of the gun.

DD

6.5.09

CD

2.5.9.

Fin. no.



DP 5.09

Est. no. 877-1 E
8-5-9

A3
K.D.

CURRENT NO.
1757
FINANCIAL

Recd 2.5.09

Financial Dept.

G.O. I. Can & Ind. Resol. No. 8378-
8125-657 9.9.08 in p. 4 of
K.W. 4987 dated 16.4.08.

B

+ This limit is for the purchase
of any one article or any
number of articles of the
same description.

Para 1 of G.O. 4987 dated 16.4.08.

B

In September 1908 the Government
of India ^{authorized} ~~empowered~~ the Local Govt.
to delegate the power of making local
purchases of articles of European manu-
facture up to a limit of Rs 250 to
heads of departments in the Civil Dept.,
Commissioners of divisions and other officers
of or above the rank of Collector whom
they may select. This Government
accordingly delegated the power to
"all heads of departments in Civil
departments, Collectors and District Magistrates
and District and Sessions Judges."

2. The point now required to be
for decision is whether ~~the~~ under the
above quoted order the ^{Govt. Museum,} Supdt., can sanction
the local purchase of a gun costing
Rs 115. ^{which the} ~~Supdt.~~ head of a department,
is competent to do.

3. The following correspondence
relates to the question whether the Supdt.,
Govt. Museum, is a head of a dept. or not.

4. In July 1908 the G.O. I. stated
that the term "head of a dept." ^{was} ~~is~~ nowhere
authoritatively defined and asked the
Madras Govt. either to frame a general

G.O. I. Fin. Letter. 4270-Ex. 9
27.7.08 in p. 2 of Letter.
4557 dated 24.9.08.

XXIV

A

definition of the term so as to include such authorities or to draw up a list of heads of departments serving in Madras and of such other authorities as the local Govt. ^{might} consider should ^{be} ~~consider~~ included in the term. The Educational Dept. mentioned the Supdt. Govt. Museum as being a head of dept. and this officer's name was accordingly included in the list forwarded by this Govt. to the Govt. I.

5. In November 1908 the Govt. authorized Local Governments to delegate their powers under articles 230 (first sentence), 253 and 254 of the C.S.R. to any officer or class of officers subordinate to them not being below the rank of a Collector, ^{or} of Judge. In the Financial Dept. office ^{NOT} it was proposed that all the officers whom this Govt. had included in the list at A supra should have this power. The H.M. (H.M. Cole or G.S. Forbes) stated that all the officers included in that list were not of the rank of a Collector, that ^{Supdt.} the Govt. Museum, was below the rank of a Collector, and when a list of the officers to have the power in question was drawn up, the Supdt. Govt. Museum, was excluded from it. With G.O. No. 77 Financial dated

Edl. depute of 4.8.08 a.p.
29 K.W. 455 Jul 24.9.08.

XXIV

Edl. depute of 4.9.08 a.p.
29 K.W. 455 Jul 24.9.08.

XXIV

Para 1 of letter. 6189.P.25.11.08
a.p. 27.9.026 Jul 16.1.09.

III

Page 4 of K.W. depute III

H.M.'s note of 29.11.08 and
para. 3 of note of 15.1.09 in
pages 4 & 6 of K.W. depute III

III

G.O. 26 Jul 16.1.09

III

XVIII

the 12th February 09 the Govt issued a list of officers to exercise the power of sanctioning the entertainment of sweepers, scavengers and men ^{employed} for the supply of drinking water to Govt officers. ~~the list of officers~~

The officers to whom the Local Govt could delegate the above powers were put down by the Govt of I as "officers of not lower rank than the Collector of a district". The Supdt. Govt. Museum was excluded from that list. Similarly in the matter of the empowering of officers to grant exemption to persons drawing pensions from personal appearance under art 945 of the C.S.R. where the Local Govt could delegate the power to "any officer of not lower rank than Collector of a district", the list of authorities to exercise the power issued by Govt in March 09 excluded the Supdt. Govt. Museum.

6. It will be thus seen that although this Govt. ~~was~~ recommended ^{to the Govt of I} in September last the inclusion of the Supdt. Govt. Museum, in the list of heads of departments yet subsequently in the matter of delegation of powers to "any officer of not lower rank than Collector" the Govt. have excluded this officer from the latter class. It is apparently the intention of Govt. that this officer should ~~not~~ in some particular

Para 2 (V) of Govt of I. Fin. Letter.
3618. Ex 2 18.6.08. a p. 5
of 9.0.29 7th 4.7.08. P

of 9.0.77 7th 12.2.09.
XV III

Para 2 (4) of Govt of I. Fin. Resoln.
3076. Ex 2 26.5.08 a p. 49
9.0.29 4th 2.7.08. Y

9.0.106 7th 2.2.09.
C.

cases he restricted in the exercise of powers ^{generally} ~~caused~~ to the heads of larger departments — wide limitation proposed by this Govt. in the second sentence of para 3 of letter no. 4557, 24th September 08.

XXIV

Para 2 of A.G.'s Ldgt. P.A. 5/1012
of 23.4.09 at p. 59 C.F.

7. From para 2 of the A.G.'s Ldgt. it is not clear whether the A.G. does not regard the Supdt., Govt. Museum, as head of a department, or whether the case has been forwarded to Govt. through an oversight of G.O. no. 4987, dated 16th October 1908 on the part of the A.G.'s office.

B.

8. The question whether the Supdt., Govt. Museum, may exercise unreservedly all the powers granted to ~~the~~ ^{larger} heads of depts., or whether he should exercise only limited powers and of so which specified powers may, it is submitted, be settled when the Govt. have issued orders on the subject of definition of the term 'heads of depts.' or the list of officers to be included in the term. For the present the Govt. may, it is submitted, merely sanction the local purchase of the gun in this particular case.

A.

48
11/5/09

It is doubtful whether for the purposes of C.O. No 498, dt. 16th Oct. 08, in the Supdt. of the Govt. Museum shd be regarded as the 'head of a department' until we receive

Flag B.

2-08
* Lr No. 455 dt. 24. 9. 08

a reply to our letter to the C^y. of S. in which we sent up a list of officers (amongst whom was included the Supd^t of the Gov^t Museum) who shd be deemed to be heads of departments.

In the present instance we may follow the course suggested at A in the office note ante.

C.R.
18.5.09

C.L.



Jul. No. 1752-1
20.5.09

Yes - as at A.
20.5.09

Educ. dep. no

Educational Dept.

The draft order placed below is for approval.

R.G.
22.5.09

Issue
Chs
22.5.9.

READ ALSO:—

C. No. 877, From the Sgm, No. 212, dated 16 4 1909
 " " 917, " " 11, " 240, " 1-5 1909.
 " " _____, " _____, " _____, " _____ 190____

ORDER.

Musé

No. 309, dated 22-5-1909

The Government Sanction
the local purchase, at a cost
not exceeding Rs 115 of a gun for
the use of the Taxidermist's depart-
ment of the Museum.

20.5.09

Chd
2259

The Engr. G. G. Museum. ✓
A. Accountant General. ✓

When given for copying _____
When copied _____ } 190
When examined _____
When signed _____

READ AGAIN G.O., No. _____, DATED
190 ,

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B. —

- A = Copy in full
- B = Not to be copied.
- P = Copy abstract only
- Q = Copy heading only.