

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No.

87

Press
~~Mis.~~

Dated

27. 2.

18 64

Bno- 14-15

4/4

Not to be folded or roughly handled

*Proceedings of the Madras Government, Financial Department,
for the month of February 1860.*

No. 14. Read the following letter from Major E. K. ELLIOT, Commissioner of Nagpore ; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, Madras, dated Nagpore, 10th February 1860, No. 5.

In transmitting, for favorable consideration, copies of the papers quoted on the margin,* I

* 1, *Chief Engineer to Commissioner, No. 3417, dated 31st January 1860.*

2, *Executive Engineer, Nagpore Division, to the Secretary to Government Savings' Bank, Madras, No. 343, dated 21st November 1859.*

3, *Extract from the Proceedings of the Government of India, in the Financial Department, No. 8, dated 22nd January 1859.*

4, *Secretary to Government Savings' Bank, Madras, to the Executive Engineer, Nagpore Division, No. 707, dated 23rd December 1859.*

have the honor to enquire whether there would be any objection to such a modification in the rule now obtaining in the Government Savings' Bank at Madras, as would admit of Depositors assigning, as security to Government Officers, any portion of the sum they may have in deposit, the interest being still drawn by the depositor.

2. I have, also, to state, for the information of the Right Honorable the Governor in Council, that the introduction into the Government Savings' Bank of Madras of some such arrangement as was adopted in January 1859 in the Government Savings' Bank at Calcutta, to admit of deposits being assigned to Government officers as security without detriment to the interest being drawn by the depositor, would be a great convenience in this province, the Department Public Works, &c., being under the Government of India, whilst the majority of those employed belong to the Madras Presidency.

—

Copy of letter, No. 3417, dated the 31st January 1860, from Colonel A. H. E. Boileau, Chief Engineer, Nagpore; to Major E. K. Elliot, Commissioner of Nagpore.

I have the honor of forwarding, in original, the undermentioned documents, requesting their return; and of stating that the Secretary to the Government Savings' Bank at Fort Saint George, considers the Notification No. 8, dated Fort William, 22nd January 1859, in the Financial Department, concerning deposits as security in the Department Public Works, to be applicable only to the Savings' Bank in Calcutta, which I believe to be the case.

2. But as it seems desirable that the same rule should be extended to other Presidencies, in which, as in Lieutenant H. D. B. Smith's case, an Executive Engineer may require to have a principal sum in the Bank assigned to the Chief Engineer as security, while the depositor is still allowed to draw the interest, the Government of Madras might be moved to authorize the Secretary to the Government Savings' Bank, to do the needful.

1. Copy of letter, No. 343, dated the 21st November 1859, from the Executive Engineer of the Nagpore Division, to the Secretary to the Government Savings' Bank, Madras.

2. Do. of Extract from Proceedings of the Government of India, in the Financial Department, No. 8, dated 22nd January 1859.

3. Letter No. 707 of the 23rd December 1859, from the Secretary to the Government Savings' Bank, to the Executive Engineer of the Nagpore Division.

—

Copy of letter, No. 343, dated the 21st November 1859, from Lieutenant H. D. B. Smith, Executive Engineer, Nagpore Division; to the Secretary to the Government Savings' Bank, Madras.

*No. 8, *Extract from the Proceedings of the Government of India, in the Financial Department, 22nd January 1859.*

I have the honor to forward, for your perusal, the document noted in the margin,* and should feel obliged by your informing me whether the "new rules" therein detailed is applicable to the Madras Government Savings' Bank.

*Proceedings of the Madras Government, Financial Department,
for the month of February 1860.*

2. My reasons for asking the question are, because I have a new Store-keeper, who wishes to deposit as his security (in accordance with the Bengal Department Public Works Code, which obtains in this Province,) the sum of 500 Rupees, which he has in your Bank, in such a manner that, although the principal be, during his tenure of office, considered Government money, the interest accruing thereon be his.

3. If no such rule prevails in the Madras Government Bank, I should feel obliged by your kindly informing me how to act.

Extract from the Proceedings of the Government of India, in the Financial Department, No. 8, under date the 22nd January 1859.

Read the following papers, relative to the deposit in the Government Savings' Bank, Calcutta, of cash as security from Assistant Overseers in the Department of Public Works.

Letter from the Accountant, Punjab, No. 3081, dated 17th November last, with enclosure.

Letter from Secretary Government Savings' Bank, Calcutta (Sub-Treasurer) No. 295, dated the 4th ultimo.

Letter to the Government Solicitor, No. 7458, dated the 27th ultimo.

Letter from the Government Solicitor, No. 566, dated the 8th instant, with enclosure.

RESOLUTION.—The Honorable the President in Council observes, from the correspondence submitted by the Accountant of the Punjab, that, in conformity with paragraph 60, Chapter XVII

* *Code of Regulations for the Public Works Department under the local Government of Bengal, North Western Provinces and the Punjab, and for the minor administrations under the direct control of the Government of India, 1858.*

of the new Code for the Public Works Department, referred in the margin,* by which it is provided that "if cash be deposited as security" (by officers of the Public Works Department) "it should be placed in the Government Savings' Bank in the name of the Chief Engineer, the interest being made payable to the depositor," Captain Pollard, Executive Engineer, of the

Goojrat Division, wishes to place in deposit in the Bank a sum of Rupees 400 on behalf of an Assistant Overseer of the Department, as the latter's security; but that the Accountant Punjab objects to that course as being contrary to the rules laid down for the management of the Bank, which require that the interest due on a deposit shall only be drawn in the name of the real depositor, so that if it is desired that the interest on the proposed deposit of (400) Rupees shall be made payable to the Assistant Overseer, the deposit itself must be made in his name.

* *Rule 13. "No person or persons to deposit money for the benefit of any other person or persons except parents on behalf of and on account of their children being minors. If such deposits are made in the children's names, they cannot be withdrawn during the minority of the children, nor without an authority from them after they have come of age, no trust will be allowed to appear on any deposit, &c."*

With reference to the objection, His Honor in Council remarks that under rule 13* of the Bank, the Bank cannot recognize trust and therefore one party cannot deposit money for another, nor draw the interest that may accrue on such deposit; but His Honor in Council is of opinion that the existing rule of the Bank should be altered so as to allow of security deposits being made in the manner prescribed by the new Public Works Code, and he accordingly resolves that the following new rule be passed for the Savings' Bank at Calcutta.

NEW RULE.

The Bank will receive, in deposit from Government Officers, sums deposited with them by other parties as security, and will pay interest, under the authority of such Government Officers, to such parties. The parties so depositing money with Government Officers will sign in the Government Savings' Bank Book, or in a separate memorandum to be delivered to the Bank, an undertaking not to make any claim on the Bank for the principal of the sum deposited, except with the express written sanction of the Government Officer, not to object to the payment by the

*Proceedings of the Madras Government, Financial Department,
for the month of February 1860.*

Bank to the Government Officer, upon his claiming it, and not to make any claim for the interest after such officer shall have revoked the authority to him to receive it. His Honor in Council directs that this new rule be applicable to all Public Departments as concerns security deposits, but that the existing rule of the Bank shall remain in force as regards all other deposits.

ORDER.—Ordered that a copy of the foregoing resolution be communicated to the Accountant Punjab, in reply to his letter above adverted to; and with an intimation, in reference to the 3rd paragraph of that letter, that under Government Notification, Financial Department, dated 31st May 1854, the limit of an individual's deposit was increased to 1,500 Rupees.

Ordered, also, that a copy of the resolution be forwarded to the Secretary to the Government Savings' Bank, Calcutta, with reference to his letter No. 295, dated the 4th ultimo.

Ordered, likewise, that a copy of the resolution be furnished to the Public Works Department for issue of such orders as may be necessary, and that a copy thereof be forwarded to the Accountant General to the Government of India, and the Accountant Government of Bengal.

Ordered, further, that the above resolution be published in the Calcutta Gazette.

Copy of a letter No. 707, dated the 23rd of December 1859, from the Secretary to the Government Savings' Bank, Madras, to Lieutenant H. D. B. Smith, Executive Engineer, Nagpore Division.

With reference to your letter, No. 343, dated 21st ultimo, I have the honor to inform you that no trust can be received in deposit in this Bank, and refer you to rule 13 as published in the Madras Almanac.

The document forwarded in your letter is herewith returned.

(True Copies.)

(Signed) C. M. SHAKESPEAR,

Offg. Personal Assistant Commissioner.

No. 15.

ORDER THEREON, 27th February 1860, No. 87.

Ordered to be forwarded for the report of the Directors of the Government Savings' Bank.

(Signed) T. PYCROFT,

Chief Secretary.

Exd. F. Cartledge.

Order thereon 27 February 1860. No. 87. Lirghuan
Ordered to be forwarded for the
report of the Directors of the Good Savings
Bank.

JF

144/15

To be sent to Good Savings Bank. Lirghuan

Transacted 1860. 24th Feb
From 1860. 24th Feb.

The Commissioner
of the Savings Bank

810. 3rd Feb 1860.

144/80

7. 14/105

Transmitted for the
Director of the Savings Bank
certain papers, and inquiring
whether there would be
any objection to a small
portion in the Bank
now obtaining in the
Good Savings Bank. As
the Director would advise
of the result to be given
any further report. I am
very many thanks in reply.
- At the interest being
attire, drawn by the
Director.

With an Order