M.R.O. 1—50,000—16-10-25.

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 464 Press ~~Mis.~~

157-158

Dated 24 — 3 — 1863.

3/4

Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department, 23rd March 1863.

No. 157. Read the following Proceedings of Government in the Financial Department, dated 14th March 1863, No. 182.

Communicating the observations of the Government of India, relative to the order directing that charges on account of Salaries and Establishments which have not been sanctioned by the Supreme Government, but are under the contemplation of the local Government, should be entered in the Budget separately. (Vide Proceedings Financial Department, dated 14th March 1863, Nos. 44 & 45.)

No. 158. ORDER THEREON, 23rd March 1863, No. 464.

To be recorded.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Exd. T. O'Connor.

FINANCIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following letter from the Honorable E. DRUMMOND, Secretary to the Government of India, Financial Department; to the Officiating Secretary to the Government of the N. W. Provinces, dated Fort William, Council Chamber, the 10th February 1863, No. 275*a*.

Financial Department.

In acknowledging the receipt of your letter, No. 2,318*a*, dated 24th December 1862, I am directed to communicate to you the following observations:—

The Order, dated 2nd December 1862, set out with declaring that according to rule only sanctioned establishments can be entered in the Budget, but to meet the case of charges for which sanction had been applied for by the Local, but had not yet been accorded by the Supreme Government, permission was given for including other establishments not yet sanctioned, which the Local Government intended to apply for, before final sanction of the Budget for the year under estimate.

The "sanctioned scale" of establishments, referred to in the order, related to permanent establishments; and the remark at the close of the order (viz., "that the inclusion in the estimates of unsanctioned charges which it may be contemplated by the Executive or Local Governments to incur, will not do away with the necessity for separate sanction to the charges before they can be incurred or be audited by the Civil Paymasters") had also reference primarily to permanent establishments.

The order was not meant to restrict any existing powers of the Local Governments; its aim was, 1stly, to ensure a correct estimate of charge by inclusion, in the Local Budget, of foreseen expenses requiring the sanction of, but not yet authorized by the Supreme Government; and, 2ndly, to effect this object without empowering the Local Government to expend the grant for the unsanctioned charge, as an ordinary Budget grant, that is, without further reference to the Supreme Government for specific sanction of the proposed charge.

Respecting temporary establishments, there is a wide distinction between ordinary charges of the character, and settlement charges. The latter, though temporary, have a distinct place in the Budget Estimate, apart from other temporary establishments, and it is desirable that the Local Government should either attach to the Budget a programme of the settlement operations, for which the proposed settlement charges are estimated, and give all requisite particulars for an intelligent check of the estimates, or that each separate settlement establishment should be brought before the Supreme Government for specific sanction.

The foregoing remark applies to the question raised in your letter under reply, as to the power of the Local Government over settlement charges. As regards the point of detail, viz., whether the portion of the settlement charges not sanctioned by the Supreme Government should be separately shown, I am directed to observe that the charges are already shown separately from other expenditure, and as they are given in detail of Districts, it will suffice to indicate by foot notes, the Districts in which the charges have been entered in red ink in anticipation of Government sanction.

No. 276*a*.

Copy of the above, and of the letter from the Government, N. W. Provinces, to which it is a reply, forwarded to the Foreign and Home Departments, the several Local Governments and Administrations, to the Auditor General of India, to the Accountant General, to the Government of India, and to all the Deputy Auditors and Accountants General, and the Civil Paymasters for information.

(Signed) THOMAS PEACHEY,
Principal Asst, Secy. to the Govt. of India.

From J. D. SANDFORD, Esq., B. A., Officiating Secretary to the Government of the N. W. Provinces; to the Honorable E. DRUMMOND, Secretary to the Government of India, Financial Department, Fort William, No. 2,318*a*, dated Allahabad, 24th December 1862.

Financial Department.

I am directed to acknowledge the receipt of the Memorandum forwarded under your endorsement, No. 1,028*a*, dated 2nd instant, directing that charges on account of salaries and establishments, which have not been sanctioned by the Supreme Government, but are under the contemplation of the Local Government, should be entered in the Budget separately.

2. With reference to the above ruling, I am desired to inquire whether a temporary establishment for settlement purposes or such like, which the Local Government propose to entertain during the year, should be entered in red ink (as directed) separately from the sanctioned scale or not. Under the late Resolution of the Supreme Government, No. 519*a*, dated 30th September last, the Local Government is competent to entertain any temporary establishment, provided that its cost is within the sanctioned estimate. But if this estimate is to be drawn up only on existing scales, and not to include any proposed addition during the year, then obviously the authority conveyed upon the Local Government by the Resolution cited is weakened; for in the conclusion of the Memorandum it is expressly stated that all charges except on account of the sanctioned scale will need separate sanction before they can be incurred.

3. Instructions therefore are solicited upon this above point.

(True Copy.)

(Signed) THOMAS PEACHEY,

Principal Asst. Secy. to the Govt. of India.

ORDER THEREON, 14th March 1863, No. 182.

Communicated to the Revenue, Judicial and Public Departments.

(True Extract.)

Chief Secretary.

To the Revenue Department,
" Judicial do.
" Public do.