

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 67

Press
Mis.

109-160

Dated 12.1.1885 19

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
12th January 1865.

No. 109. Read the following Proceedings of Government in the Public Works Department, dated 9th January 1865, No. 39.

Communicating opinion regarding the
adjustment of charges for convict labor } (Vide Proceedings, Public Works Dept.,
employed on Public Works. } dated 9th Jan. 1865, Nos. 79—81.)

No. 110. ORDER THEREON, 12th January 1865, No. 67.
To be recorded.

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

Exd. J. Tulloch.

*Proceedings of the Madras Government, Public Works Department,
9th January 1865.*

Read the following papers :—

No. 79. From J. ROHDE, Esq., Inspector General of Jails, to A. J. ARBUTHNOT, Esq., Chief Secretary to Government, Fort Saint George, dated Ootacamund, 28th November 1864, No. 351.

SIR,

1. I beg your attention to the note of Major Chesney, appended to the Proceedings of our Government of the 16th November 1864, Public Works Department, and which forms the basis of the order for adjusting charges for Convict labor employed on Public Works.

2. You will observe that the application of the order is only to *works in which a provision for Convict labor was made in the estimates*, where no such provision was made the order as now worded does not apply nor is the principle applicable.

Transferred to the Public Works Department.

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

8th December 1864.

Referred to the Controller of Public Works Accounts for report.

CHEPAUK, (Signed) CHARLES A. ORR, Colonel, R. E.,
14th December 1864. Secretary to Government, P. W. D.

No. 80. Report of the Controller of Public Works Accounts, dated Madras, 16th December 1864, No. 1,999.

1. The undersigned has the honor to report that it is not clear what conclusion Mr. Rohde arrives at in instancing or alluding to cases in which Convict labor is *not* provided for in estimates for works. The principle laid down would appear to be applicable to all cases in which

Convict labor is employed, whether provided for in an estimate for a stated work or not, such labor is not hereafter to be calculated and paid for by the usual transfer adjustment, for the reason that recent financial rules prohibit inter-departmental cash payments or book transfers for cash paid, stores supplied, or work done by one Department on account of another, and this prohibition is made particularly applicable to transactions relating to Convict labor, which by previous instructions were specially required to be shewn as a book adjustment to the credit of the Judicial Department.

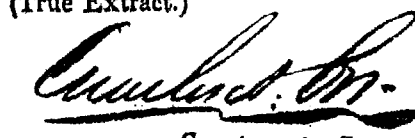
2. As the rules of the Government of India is to have effect from the 1st May 1864, the distinction made by Mr. Rohde, if it is to have any effect, would apply to estimates sanctioned prior to that date and from which Convict labor had been excluded, and even this would hardly hold after the commencement of an official year in which such a course had been directed to be pursued for the future.

(Signed) J. F. FISCHER, Captain, R. E.,
Controller of Public Works Accounts.

No. 81. ORDER THEREON, 9th January 1865, No. 39.

The Government concur in the opinion expressed by the Controller of Public Works Accounts in the foregoing Report, which will be communicated to the Inspector General of Jails.

(True Extract.)

 Colonel, R. E.,
Secretary to Government.

To the Inspector General of Jails.

„ Controller of Public Works Accounts.

„ Judicial Department, for information.

To all Superintending Engineers.

Exd. S. T. Augustin.

Aug 17/1907

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