LOCAL AND MUNICIPAL DEPARTMENT.

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Local & Munl. (1895) Department.

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MISCELLANEOUS.

G.O., No. 970 L.

DATED 5th June 1895

[Despatch Abstract.]

Deeds, &c.

Recording G.O., Judicial Department, communicating resolution of the Government of India on the subject of the execution of ---- on behalf of the Secretary of State.

BACK PAPERS.

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

FURTHER PAPERS.

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

No. $\frac{3\ \text{Judl.}}{485-501}$.

Extract from the Proceedings of the Government of India in the Home Department (Judicial),—under date, Calcutta, the 28th March 1895.

READ again—

The correspondence on the subject of the execution of deeds, contracts, and other instruments on behalf of Her Majesty's Secretary of State for India in Council, ending with the letter from the Government of the Punjab, No. 355-S., dated the 25th July 1891.

READ also—

The Home Department Circular to Local Governments and Administrations, Nos. $\frac{5\ \text{Judicial}}{322-331}$, dated the 7th March 1892, forwarding a draft Resolution purporting to consolidate the orders issued from time to time on the subject, and the replies thereto.

RESOLUTION.

IN exercise of the power conferred by the thirty-third and thirty-fourth of Victoria, Chapter fifty-nine, Section two, and of all other powers enabling him in this behalf, the Governor General in Council is pleased, in supersession of existing orders, to declare that the undermentioned classes of deeds, contracts, and other instruments referred to in the twenty-second and twenty-third of Victoria, Chapter forty-one, Section two, may be executed as follows:—

A.—In the case of the Governor General in Council—

All deeds and instruments relating to any matters other than those hereinafter specified.	By a Secretary to the Government of India.

B.—In the case of the Military Department—

I.—In the Military Works Department (subject to any limits fixed in Departmental orders):—

1.—All instruments relating to purchase, supply and conveyance or carriage of materials, stores, machinery, etc.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
2.—All instruments relating to the execution of works of all kinds, connected with buildings, bridges, roads, canals, tanks, reservoirs, docks and harbours and embankments, and also instruments relating to the construction of waterworks, sewage-works, and the erection of machinery.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
3.—Security bonds for the due performance and completion of works.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
4.—Security bonds for the due performance of their duties by Government servants whom the officers specified have power to appoint.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
5.—Leases for grazing cattle on canal banks or roadsides; for fishing in a canal; for the cultivation of land; leases of water for irrigation and other purposes, and leases of water-power; and instruments relating to the sale of grass, trees, or other produce on roadsides or in plantations.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
6.—Leases of houses, land, or other immoveable property, provided that the rent reserved shall not exceed ₹5,000 a month.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
7.—All instruments connected with the re-conveyance of property given as security.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.

8.—Instruments connected with the collection or farming of tolls at bridges or ferries or other means of communication provided by the Local Government.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
9.—Agreements for the recovery of fines on account of drift wood or other timber passing into a canal.	By the Director General of Military Works, Chief Engineers, Superintending Engineers, and Executive Engineers.
10.—All deeds and instruments relating to any matters other than those specified in heads 1 to 9.	By a Secretary to the Government of India, or a Secretary to a Local Government.
II.—Contracts and other instruments for the Ordnance Department, as detailed below :—	
1.—Contracts for stores obtained in India for supplies to arsenals, depots or factories.	By Inspectors-General of Ordnance.
2.—Contracts for undertaking sales of unserviceable stores.	
3.—Agreements entered into in India with civilian mechanics for a specified period of service in Ordnance establishments.	
4.—Contracts for landing, weighing and forwarding Ordnance stores in the Bombay Circle.	
III.—Contracts for the Commissariat Department, as detailed below :—	

[*Note.*—Where tenders are expressly declared to be intended to act as contracts, they will not be executed on behalf of the Secretary of State.]

Station contracts for—	By Local Commissariat Officer. (When this officer is a regimental officer attached only to the department, these powers shall be exercised under the control of the Chief Commissariat Officer of the Command).
Ærated waters.	
Atta for elephants.	
Auctioneers for sale of Government property.	
Bhoosa, white and missa.	
Bran for horses.	
Coal.	
Coolies.	
Dhan for elephants.	
Fodder for elephants.	
Fowls, chickens, and eggs.	
Gunny bags.	
Hay and grass for horses, mules, cattle, and sheep.	
Hired bullocks for wells, soldiers' gardens, plungebaths, regimental filth-carts, etc.	
Hospital wines and spirits and English bottled malt-liquor.	
Ice.	
Kirby and straw for cattle and sheep.	
Materials for repair of articles of line gear for transport cattle.	
Milk and butter.	
Packing cases for tea, etc.	
Paddy straw for elephants.	
Provisions for Native troops.	
Provisions for Port Blair.	
Rice for elephants.	
Sale of offal, surplus meat, etc.	
Tinning cooking utensils and steel basins.	
Water at hill stations.	
Divisional contracts for—	By the Chief Commissariat Officer of command.
Barley.	
Barrack miscellaneous articles.	
Barrack and hospital petty supplies.	
Bazar medicines for veterinary purposes.	
Coffee.	
Coir for stuffing mattresses.	
Elephant and bullock gear.	
Firewood for ration, bakery, chimneys, and mill engines.	

Gram.	By the Chief Commissariat Officer of command.
Hired carts with bullocks.	
Hospital miscellaneous articles.	
Hospital necessaries.	
Khessari.	
Khus tatties and appurtenances.	
Line gear for transport mules.	
Mati kalai for bullocks, mules, and ponies.	
Potatoes, hill and plain.	
Rice.	
Sale of hides and skins.	
Salt.	
Vegetables.	
Well gear.	
Wheat.	
Circle contracts for—	By the Commissary General.
Animal charcoal.	
Barrack suttringees.	
Blankets.	
Carbolic powder.	
Cardigan jackets.	
Cooking utensils.	
Cotton cloth for barrack and hospital mattress and pillow cases.	
Diet and table requisites.	
Flour for bread.	
Hired camels.	
Hospital clothing and bedding.	
Kerosine oil.	
Soap.	
Socks.	
Sugar for hospitals.	
Sugar for rations.	
Special contracts for—	By the Secretary to the Government of India, Military Department, or Local Government.
Country-brewed malt-liquor.	
Meat.	
Rum.	
Sheeting.	
Tea.	
IV.—Contracts for the Clothing Department, as detailed below :—	
1.—Contracts for embroideries, laces, etc.	By the Superintendent of Army Clothing, Bengal.
2.—Contracts for miscellaneous stores.	
3.—Contracts for locally manufactured cloths, serges, etc., in substitution of similar articles hitherto imported.	
4.—Petty contracts for any work to be done either inside or outside the Agency.	
1.—Contracts for local annual supplies, *i.e.*, all articles of local manufacture, including badges, shoulder-straps, and other articles of embroidery, and all packing materials required during the year.	By the Superintendent of Army Clothing, Madras.
2.—Contracts for making up hospital clothing.	
3.—Contracts for undertaking the sale of unserviceable stores, packing materials, etc.	
4.—Contracts for making up the regular clothing of the Army.	
5.—Contracts for making new colours and standards.	
V.—Contracts for the Medical Department, as specified below :—	
All contracts made for the Medical Store Department.	By the Surgeon-General with the Government of India, or with Governments of Madras and Bombay.

VI.—Contracts and other instruments for the Army Remount Department, as detailed below:—

1.—Agreements with shippers for landing horses at Garden Reach, Calcutta.	By the Remount Agent, Presidency.
2.—Contracts for undertaking the sale of rejected Government horses and cattle.	By the Director, Army Remount Department.
3.—Contracts for the occupation of land.	By Depôt officer, with the approval of the Director, Army Remount Department.
4.—Contracts for grain, fodder, or stores.	By Depôt officer, with the approval of the Director, Army Remount Department.
VII.—Leases for grazing and instruments relating to other rights on lands under grass cultivation.	By the Special Forage Officer of each circle.

C.—In the case of the Royal Indian Marine and the Indian Troop Service:—

1.—Contracts for conveyance of troops, military stores, etc.	By the Secretary to the Government of India, Marine Department.
2.—Contracts for supply of miscellaneous marine stores, Bombay dockyard.	By the Director of the Royal Indian Marine.
3.—Contracts for supply of miscellaneous marine stores, Kidderpore dockyard.	By the Deputy Director of the Royal Indian Marine.
4.—Contracts for provisions and medical comforts, Bombay dockyard.	By the Director of the Royal Indian Marine.
5.—Contracts for provisions and medical comforts, Kidderpore dockyard.	By the Deputy Director of the Royal Indian Marine.
6.—Contracts for sailmaking, Bombay dockyard.	By the Director of the Royal Indian Marine.
7.—Contracts for sailmaking, Kidderpore dockyard.	By the Deputy Director of the Royal Indian Marine.
8.—Contracts for mess stores, Indian troop service, Bombay dockyard.	By the Resident Transport Officer.
9.—Contracts for washing troop bedding, Indian troop service, Bombay dockyard.	By the Resident Transport Officer.
10.—Contracts for labour, Kidderpore dockyard. 11.—Contracts for manufacture of coir rope, Kidderpore dockyard. 12.—Contracts for supply of coal, country (Bengal), Kidderpore dockyard. 13.—Contracts for rivetting work, Kidderpore dockyard. 14.—Contracts for scraper establishment, Kidderpore dockyard.	By the Deputy Director of the Royal Indian Marine.
15.—Contracts for disposal of empty casks returned from Royal Navy vessels, Bombay dockyard.	By the Director of the Royal Indian Marine.
16.—Charter parties (hire of transport and for conveyance of troops, etc.), Bombay and Kidderpore dockyards.	By the Director of the Royal Indian Marine, and Deputy Director of the Royal Indian Marine.
17—Agreements for temporary employment of engineers, engine drivers, and gunners, Bombay and Kidderpore dockyards.	By the Director of the Royal Indian Marine, and Deputy Director of the Royal Indian Marine.

D.—In the case of the Currency Department, Treasuries and Account Offices—

1.—Mortgage-deeds given as security in connection with the employment of officers, as Treasurers and the like in Currency Offices, and agreements entered into with such officers.	By the Head Commissioner, Commissioner or Deputy Commissioner of Paper Currency.
2.—Mortgage-deeds given as security in connection with the employment of officers as Treasurers in District or Sub-District Treasuries, and agreements entered into with such officers.	By Collectors or Deputy Commissioners of Districts.
3.—Mortgage-deeds given as security in connection with the employment of Treasurers, Cashiers or Clerks in Account Offices, charged with the disbursement of money or the custody and handling of securities.	By the Head of the office.

E.—In the case of the Public Works Department (subject to any limits fixed in Departmental orders):—

I.—All instruments relating to purchase, supply and conveyance or carriage of materials, stores, machinery, etc.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
II.—All instruments relating to the execution of works of all kinds, connected with Railways, open or under construction, buildings, bridges, roads, canals, tanks, reservoirs, docks and harbours and embankments, and also instruments relating to the construction of water-works, sewage-works, the erection of machinery, and the working of coal-mines.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
III.—Security bonds for the due performance and completion of works.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
IV.—Security bonds for the due performance of their duties by Government servants whom the officers specified have power to appoint	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
V.—Leases for grazing cattle on canal banks or roadsides; for fishing in a canal; for the cultivation of land under the Irrigation Department; leases of water for irrigation and other purposes, and leases of water-power; and instruments relating to the sale of grass, trees, or other produce on roadsides or in plantations.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Divisional officers in the Buildings and Roads and Irrigation Branches, and in Bengal by Sub-divisional officers of the Irrigation Branch.

VI.—Leases of houses, land, or other immoveable property, provided that the rent reserved shall not exceed ₹5,000 a month.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
VII.—All instruments connected with the re-conveyance of property given as security.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
VIII.—Instruments connected with the collection or farming of tolls at bridges or ferries or other means of communication provided by the Railway, or by the Local Government.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
IX.—Contracts connected with the loading and unloading of goods and for other matters necessary for, or incidental to, traffic working.	By Managers of State Railways.
X.—Contracts connected with the sale of scrap, ashes, and other surplus material.	By Managers of State Railways.
XI.—Agreements for the recovery of fines on account of drift wood or other timber passing into a canal.	By Chief Engineers, Superintending Engineers, Superintendents of Works, and Executive Engineers in the Irrigation Branch.
XII.—Agreements for the interchange of traffic with other State Railways.	By Managers of State Railways.
XIII.—Agreements with private or guaranteed Railway Companies, Tramway Companies, and other carrying Companies.	By Managers of State Railways.
XIV.—Agreements with covenanted Engine-drivers on the expiry of the term of their original covenants.	By Managers of State Railways.
XV.—Agreements with monthly non-pensionable European, Eurasian, and Native employés on State Railways, defining the terms and conditions of service to be entered into on entering the service of Government.	By Managers, Engineers-in-Chief, Locomotive Superintendents, Traffic Superintendents, Examiners of Accounts, Chief Storekeepers; and Executive Engineers in charge of Divisions, District Locomotive Superintendents, and District Traffic Superintendents in the Railway Branch.
XVI.—All deeds and instruments relating to any matters other than those specified in heads I to XV.	By Secretaries and Joint Secretaries of Local Governments.

F.—In the case of the Telegraph Department—

I.—Contracts and other instruments for works and stores.	By the Director and Deputy Director-General of Telegraphs and the Director of Construction, by Superintendents and Assistant Superintendents of Telegraphs, subject to the limit fixed by Departmental orders.
II.—Leases of houses to the Telegraph Department, containing, where necessary, an agreement making the Government liable for loss by fire caused by the act of the lessee; provided that the rent reserved in such lease shall not exceed ₹500 a month.	By the Director and Deputy Director-General of Telegraphs.
III.—Contracts and other instruments for securities deposited by Telegraph subordinates.	By Superintendents and Assistant Superintendents of Telegraphs, subject to the limit fixed by Departmental orders.

G.—In the case of the Post Office—

I. Contracts and other instruments relating to the business of the Post Office.	By the Director-General of the Post Office.
II. Contracts and other instruments relating to the business of the Post Office managed by a Post Master General or Officer exercising the powers of a Post Master General.	By such Post Master General or Officer exercising the powers of a Post Master General subject to any limit prescribed by Departmental orders.

H.—In the case of the Civil Medical Department under the Government of India—

Contracts or other instruments relating to the Medical Department.	By the Surgeon-General with the Government of India.

I.—In the case of the Forest Department—

Contracts and other instruments in matters connected with the administration and working of forests and with the business of the Forest Department generally.	By Conservators, Collectors of Districts, Deputy, Assistant, Extra Deputy, and Extra Assistant Conservators of Forests to such extent and within such limits as the Local Government may prescribe by notification in the official Gazette.

J.—In the territories under the administration of the Government of Madras, as regards contracts, etc., not hereinbefore specified—

I.—In the case of the Governor in Council— All deeds and instruments relating to any matters other than those specified in heads II to V.	By a Secretary to Government.
II.—Contracts and other instruments for the purchase, supply, conveyance or carriage of building materials, stores, machinery, etc., and the provision of labour for building or other work, and such like engagements.	By Collectors of Districts, Sub-Collectors, Assistant and Deputy Collectors in charge of Divisions; Inspector-General, Deputy Inspector-General, and Superintendents of Police; Commissioner of Police, Madras; Inspector-General of Jails, Superintendent of Stationery; and the Presiding Port Officer and Port Officers.
III.—Contracts and other instruments relating to the Medical Department	By the Surgeon-General with the Government of Madras.
IV.—(*a*) All contracts, deeds or other agreements relating to the execution of salt works, or the purchase, sale or transport of salt, the supply of labour, stores, building materials, etc., and any other like engagements relating to the salt revenue or the business of the Salt Department.	By the Commissioner of Salt, Abkari, and Separate Revenue.
(*b*) All contracts, deeds or other agreements relating to the execution of salt works, or the purchase, sale or transport of salt, the supply of labour, stores, building materials, etc., and any other like engagements relating to the salt revenue, or the business of the Salt Department within their respective jurisdictions and within the limit of value of ₹5,000; and contracts or agreements for the import of foreign salt on credit, for payment of the duty leviable thereon, or contracts or agreements for the clearance of salt under the credit system on the deposit of securities within the limit of value of ₹50,000.	By the Deputy Commissioners of Salt and Abkari Revenue.

(*c*) Leases granted to manufacturers of salt in blocks of land in Government factories, when the estimated value of the land concerned does not exceed ₹250.	By Deputy Commissioners of Salt and Abkari Revenue.
(*d*) Contracts or agreements for the import of foreign salts on credit, for payment of the duty leviable thereon, or contracts or agreements for the clearance of salt under the credit system wholesale on the deposit of securities within the limit of value of ₹10,000.	By Assistant Commissioners of Salt and Abkari Revenue.
V.—Contracts and other instruments relating to matters connected with the Educational Department.	By the Director of Public Instruction.

K.—In the territories under the administration of the Government of Bombay, as regards contracts, etc., not hereinbefore specified—

I.—All deeds and instruments relating to matters other than those specified in heads II to VII and IX to XIV and XVI to XXI.	By a Secretary to Government.
II.—Contracts for the supply of articles of dead stock, or petty supplies.	By the Government officer for whose use such articles or petty supplies are required, or by any Government officer to whom such officer is subordinate.
III.—Contracts for the sale of useless articles.	By the Government officer in whose office such useless articles are, or by any Government officer to whom such officer is subordinate.
IV.—Contracts for lease or sale of Government buildings.	Jointly by the chief local officer of the Department in whose charge, and the chief local officer of the district in which such buildings are.
V.—Contracts for hire or purchase of buildings for Government.	Jointly by the chief local officer of the Department for which, and the chief local officer of the district in which, such buildings are to be hired or purchased.
VI.—Contracts and other instruments for the purchase, supply, and conveyance or carriage of building materials, stores, machinery, etc., and contracts for petty constructions and repairs, and for public works of every description which are not executed by the Public Works Department.	Jointly by the chief local officer of the Department by which, and the chief local officer of the district in which, such works are to be executed, or by an Assistant or Deputy Collector if the work is executed by the Revenue Department.
VII.—Sanads— (*a*) continuing or confirming exemption from payment of land revenue, or (*b*) continuing or confirming any pension or grant of money or land revenue, or (*c*) confirming watan-service—commutation settlements, or (*d*) guaranteeing cash payments in lieu of abkari or other rights, or (*e*) granted under section 133 of the Bombay Land Revenue Code, 1879, or any other law for the time being in force relating to the survey of towns and cities.	By Collectors of Districts.

VIII.—Deeds, contracts, and instruments relating to land, or to any benefit arising out of land, or to water, or to any benefit arising out of water, or to land revenue.	In the City of Bombay, by a Secretary to Government; elsewhere, by Collectors of Districts; or in any business connected with the duties of the Talukdari Settlement Officer, by that officer.
IX.—Contracts for the farm of tolls, taxes, duties, cesses, or revenues of any description.	By Collectors of Districts, or by the heads of the Departments by which such tolls, duties, cesses or revenues are levied.
X.—Contracts for the erection or repair of boundary marks.	By Survey Officers or Revenue Officers not lower in rank than Mahalkaris.
XI.—Contracts for the supply of stationery, etc., to the Superintendent of Stationery.	By the Superintendent of Stationery, Bombay.
XII.—Contracts for the supply of articles of any description for the use of jails or regarding the sale of articles manufactured in jails.	By the Inspector-General of Prisons, Bombay, or by the Superintendents of Jails.
XIII.—Security bonds for the due performance of their duties by Government servants whom the Inspector-General of Prisons has power to appoint.	By the Inspector-General of Prisons or by the Superintendents of Jails.
XIV.—Contracts for the supply of articles procured in the local markets for the Police.	By the Commissioner of Police in the City of Bombay; and elsewhere, by the Inspector-General of Police, or by District Superintendents of Police.
XV.—Deeds, contracts, and instruments relating to salt revenue or to the business of the Salt Department, or to the land, buildings or other property in the control of that Department, other than contracts of the nature specified above in Articles I to VI.	In Sind, by the Commissioner in Sind or by the head of the Salt Department in that Province, or by Collectors of Districts; and elsewhere, by a Secretary to Government, or by the Collector of Salt Revenue, Bombay.
XVI.—Contracts entered into with normal scholars and apprentices in Engineering or Industrial Colleges, etc.	By Educational Inspectors or by the Principals of such Colleges.
XVII.—Agreements and deeds entered into with Managers of Educational Institutions in respect of Government grants-in-aid up to ₹1,000 or in respect of the lease of Government school buildings.	By the Director of Public Instruction, Bombay.
XVIII.—Contracts for the supply of articles procured in the local markets for hospitals, lunatic asylums, etc.	By the local Medical Officers in charge of such hospitals, asylums, etc.
XIX.—Deeds, contracts, and instruments of every description relating to the administration of Aden.	By the Political Resident, Aden.
XX.—Contracts for the purchase and supply of stores and building materials and for the provision of labour, also indentures to bind apprentices at the Mint for a definite term.	By the Mint Master, Bombay.
XXI.—Deeds, contracts, and instruments of every description not included in any of the foregoing articles.	In Sind, by the Commissioner in Sind.

L.—In the territories under the administration of the Government of Bengal, as regards contracts, etc., not hereinbefore specified:—

I.—In the case of the Lieutenant-Governor— All deeds and instruments relating to matters other than those specified in heads II to VII.	By the Secretary to the Government of Bengal in the Revenue and General Departments.

II.—Contracts for the supply of stationery (and Bonds of employés when it is necessary that they should be executed by the obligee), etc., to the Superintendent of Stationery.	By the Superintendent of Stationery, Calcutta.
III.—Contracts for supply of clothing, etc., for the Police.	By the Commissioner of Police, Calcutta, and the Inspector-General of Police, Bengal.
IV.—Contracts for the supply of articles, etc., for the use of jails, or regarding the sale of articles manufactured in jails.	By the Inspector-General of Jails, Bengal.
V.—Contracts for the supply of articles, and for repairing, cutting, etc., roads and canals.	By Collectors of Districts.
VI.—Contracts for the supply of articles procured in the local markets for hospitals, lunatic asylums, etc.	By the local Medical Officers in charge of such hospitals, asylums, etc.
VII.—Contracts and other instruments in matters connected with the lease or sale of land.	By Collectors of Districts and Deputy Commissioners.
VIII.—Contracts for the purchase and supply of stores and building materials and for the provision of labour; also indentures to bind apprentices at the Mint for a definite term.	By the Mint Master, Calcutta.

M.—In the territories under the administration of the Government of the North-Western Provinces and Oudh, as regards contracts, etc., not hereinbefore specified—

I.—In the case of the Lieutenant-Governor and Chief Commissioner— All deeds and instruments relating to matters other than those specified in heads II to IV.	By a Secretary to Government.
II.—Contracts and other instruments for sums not exceeding ₹2,000 except those which affect real estate.	By all Heads of Departments.
III.—Contracts and other instruments at present executed by Collectors, Deputy Commissioners, and Deputy Collectors.	By Collectors and Deputy Commissioners.
IV.—Contracts and other instruments for a sum not exceeding ₹500, and not affecting real estate.	By subordinate officers appointed by Heads of Departments with the approval of the Local Government.

N.—In the territories under the administration of the Government of the Punjab, as regards contracts, etc., not hereinbefore specified—

I.—In the case of the Lieutenant-Governor— All deeds and instruments relating to matters other than those specified in heads II to IV and VI and VII.	By a Secretary to Government.
II.—Contracts and other instruments connected with leases of land, ferries, dues for grazing cattle on places other than canal banks, fisheries, *nazul* lands and buildings, spontaneous products and minerals, execution of minor works not under the Public Works Department, and the supply of necessaries for depôts.	By Deputy Commissioners.
III.—Instruments relating to the sale of waste lands.	By Deputy Commissioners.
IV.—Contracts relating to any matter falling within their ordinary jurisdiction.	By Deputy Commissioners.

V.—(*a*) Instruments of free grant of proprietary right in land. (*b*) Instruments whereby property is mortgaged to the Government as security for a loan. (*c*) Instruments of exchange of land.	By a Secretary to Government and Deputy Commissioners.
VI.—Contracts for the supply of clothing, etc., for the Police.	By the Inspector-General of Police.
VII.—Contracts for the supply of articles for use in jails, or regarding the sale of articles manufactured in jails.	By the Inspector-General of Prisons.

O.—In the territories under the administration of the Chief Commissioner of the Central Provinces, as regards contracts, etc., not hereinbefore specified—

I.—In the case of the Chief Commissioner— All deeds and instruments relating to matters other than those specified in head II.	By his Secretary.
II.—Contracts and other instruments in matters connected with the lease or sale of land.	By Deputy Commissioners.

P.—In the territories under the administration of the Chief Commissioner of Burma, as regards contracts, etc, not hereinbefore specified—

I.—In the case of the Chief Commissioner— All deeds and instruments relating to matters other than those specified in heads II to IV.	By a Secretary to the Chief Commissioner.
II.—Contracts and other instruments for the supply of stores, rations, clothing, etc.	By the Heads of the Jail and Police Departments.
III.—Contracts and other instruments relating to matters connected with their respective Departments.	By all Heads of Departments.
IV.—Contracts and other instruments connected with the lease or sale of land and fisheries; and contracts relating to any matter falling within their ordinary jurisdiction.	By Deputy Commissioners.

Q.—In the territories under the administration of the Chief Commissioner of Assam, as regards contracts, etc., not hereinbefore specified—

I.—In the case of the Chief Commissioner— All deeds and instruments relating to matters other than those specified in heads II to V.	By his Secretary.
II.—Contracts and other instruments in matters connected with the lease or sale of land, ferries and fisheries, spontaneous products and minerals, for the supply of stores, building materials, labour, and such like engagements.	By Deputy Commissioners.
III.—Contracts and other instruments connected with temporary leases of land or of other rights, dues or property of Government or for the supply of stores, building materials, labour, and such like engagements when such contract, instrument or engagement does not exceed the value of ₹500.	By Assistant Commissioners and Sub-divisional Officers.
IV.—Contracts and other instruments connected with leases of land.	By Extra Assistant Commissioners and Settlement Officers.

V.—Contracts for the supply of articles required for the use of the Department, and other instruments connected with the administration of the Department.	By all Heads of Departments.
R.—In the case of the Chief Commissioner of Coorg as regards contracts, etc., not hereinbefore specified.	By his Secretary.

S.—In the Hyderabad Assigned Districts, as regards contracts, etc., not hereinbefore specified—

I.—All deeds and instruments relating to matters other than those specified in heads II and III.	By the Resident at Hyderabad, the First Assistant Resident, Commissioners, and Deputy Commissioners in the Hyderabad Assigned Districts.
II.—Contracts for the supply of clothing, etc., for the Police.	By the Inspector-General of Police.
III.—Contracts for the supply of articles required for jails.	By the Inspector-General of Jails.

T.—In British Baluchistan and the territories administered by the Agent to the Governor-General in Baluchistan as such Agent—

I.—All deeds and instruments relating to matters other than those specified in heads II to V.	By the First Assistant to the Agent to the Governor General and Chief Commissioner.
II.—Contracts and other instruments for the supply of stores, clothing, etc.	By Heads of Departments concerned.
III.—Contracts and other instruments relating to matters connected with their respective Departments.	By all Heads of Departments.
IV.—Contracts and other instruments connected with the lease or sale of land, or whereby land is mortgaged to Government in security for a loan, and contracts and instruments relating to any matter falling within their ordinary jurisdiction, including the execution of civil works not under the Public Works Department.	By Political Agents and Deputy Commissioners.
V.—Sanads— (*a*) containing or conferring exemption from payment of land revenue; (*b*) containing or confirming any pension or grant of money connected with the land revenue; (*c*) contracts and instruments relating to any matter falling within jurisdiction of the Settlement Department.	By the Revenue Commissioner.

U.—Agreements for the recovery of advances under the Land Improvement Loans Act, XIX of 1883, and the Agriculturists' Loans Act, XII of 1884.	By District Officers.

Order.—Ordered that the above Resolution be communicated to Local* Governments and Administrations and the several Departments of the Government of India for information and guidance; and that it be also published in the Supplement to the *Gazette of India.*

Madras.	Central Provinces.
Bombay.	Burma.
Bengal.	Assam.
North-Western Provinces and Oudh.	Coorg.
Punjab.	Berar.

(True Extract.)

J. P. HEWETT,
Offg. Secretary to the Government of India.

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1482/95

Government of India Central Printing Office—No. 1002 H. D.—1-4-95—350.

7. S.c of c No. 1743?-95
Jud Dept

25th April 1895, No. 856, Judicial.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Read—the following paper:—

Extract from the Proceedings of the Government of India in the Home Department (Judicial),—under date, Calcutta, the 28th March 1895, No. 3-Judl.—485—501.

Read again—

The correspondence on the subject of the execution of deeds, contracts and other instruments on behalf of Her Majesty's Secretary of State for India in Council, ending with the letter from the Government of the Punjab, No. 355-S., dated the 25th July 1891.

Read also—

The Home Department Circular to Local Governments and Administrations, No. 5-Judicial—322-331, dated the 7th March 1892, forwarding a draft Resolution purporting to consolidate the orders issued from time to time on the subject, and the replies thereto.

RESOLUTION.

In exercise of the power conferred by the thirty-third and thirty-fourth of Victoria, Chapter fifty-nine, Section two, and of all other powers enabling him in this behalf, the Governor-General in Council is pleased, in supersession of existing orders, to declare that the undermentioned classes of deeds, contracts and other instruments referred to in the twenty-second and twenty-third of Victoria, Chapter forty-one, Section 2, may be executed as follows:—

* * * *

V.—Contracts for the Medical Department, as specified below:—

All contracts made for the Medical Store Department.	By the Surgeon-General with the Government of India, or with Governments of Madras and Bombay.

* * * *

D.—In the case of the Currency Department, Treasuries and Account Offices—

1.—Mortgage-deeds given as security in connection with the employment of officers as Treasurers and the like in Currency Offices, and agreements entered into with such officers.	By the Head Commissioner, Commissioner or Deputy Commissioner of Paper Currency.
2.—Mortgage-deeds given as security in connection with the employment of officers as Treasurers in District or Sub-District Treasuries, and agreements entered into with such officers.	By Collectors or Deputy Commissioners of Districts.

3.—Mortgage-deeds given as security in connection with the employment of Treasurers, Cashiers or Clerks in Account Offices, charged with the disbursement of money or the custody and handling of securities.	By the Head of the office.

E.—In the case of the Public Works Department (subject to any limits fixed in Departmental orders):—

I.—All instruments relating to purchase, supply and conveyance or carriage of materials, stores, machinery, etc.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
II.—All instruments relating to the execution of works of all kinds, connected with Railways, open or under construction, buildings, bridges, roads, canals, tanks, reservoirs, docks and harbours and embankments, and also instruments relating to the construction of water-works, sewage-works, the erection of machinery, and the working of coal-mines.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
III.—Security bonds for the due performance and completion of works	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
IV.—Security bonds for the due performance of their duties by Government servants whom the officers specified have power to appoint.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
V.—Leases for grazing cattle on canal banks or roadsides; for fishing in a canal; for the cultivation of land under the Irrigation Department; leases of water for irrigation and other purposes, and leases of water-power; and instruments relating to the sale of grass, trees, or other produce on roadsides or in plantations.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Divisional officers in the Buildings and Roads and Irrigation Branches, and in Bengal by Sub-divisional officers of the Irrigation Branch.
VI.—Leases of houses, land, or other immoveable property, provided that the rent reserved shall not exceed Rs. 5,000 a month.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.
VII.—All instruments connected with the re-conveyance of property given as security.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works, and Executive Engineers in the Railway Branch.

VIII.—Instruments connected with the collection or farming of tolls at bridges or ferries or other means of communication provided by the Railway, or by the Local Government.	By Chief Engineers, Superintending Engineers, Superintendents of Works, Executive Engineers in the Buildings and Roads and Irrigation Branches, Managers, Engineers-in-Chief, Superintendents of Works and Executive Engineers in the Railway Branch.
IX.—Contracts connected with the loading and unloading of goods and for other matters necessary for, or incidental to, traffic working.	By Managers of State Railways.
X.—Contracts connected with the sale of scrap, ashes and other surplus material.	By Managers of State Railways.
XI.—Agreements for the recovery of fines on accounts of drift wood or other timber passing into a canal.	By Chief Engineers, Superintending Engineers, Superintendents of Works, and Executive Engineers in the Irrigation Branch.
XII.—Agreements for the interchange of traffic with other State Railways.	By Managers of State Railways.
XIII.—Agreements with private or guaranteed Railway Companies, Tramway Companies, and other carrying Companies.	By Managers of State Railways.
XIV.—Agreements with covenanted Engine-drivers on the expiry of the term of their original covenants.	By Managers of State Railways.
XV.—Agreements with monthly non-pensionable European, Eurasian and Native employés on State Railways, defining the terms and conditions of service to be entered into on entering the service of Government.	By Managers, Engineers-in-Chief, Locomotive Superintendents, Traffic Superintendents, Examiners of Accounts, Chief Storekeepers; and Executive Engineers in charge of Divisions, District Locomotive Superintendents, and District Traffic Superintendents in the Railway Branch.
XVI.—All deeds and instruments relating to any matters other than those specified in heads I to XV.	By Secretaries and Joint Secretaries of Local Governments.

* * * * * *

H.—In the case of the Civil Medical Department under the Government of India—

Contracts or other instruments relating to the Medical Department.	By the Surgeon-General with the Government of India.

I.—In the case of the Forest Department—

Contracts and other instruments in matters connected with the administration and working of forests and with the business of the Forest Department generally.	By Conservators, Collectors of Districts, Deputy, Assistant, Extra Deputy and Extra Assistant Conservators of Forests to such extent and within such limits as the Local Government may prescribe by notification in the official Gazette.

J.—In the territories under the administration of the Government of Madras, as regards contracts, etc., not hereinbefore specified—

I.—In the case of the Governor in Council— All deeds and instruments relating to any matters other than those specified in heads II to V.	By a Secretary to Government.
II.—Contracts and other instruments for the purchase, supply, conveyance or carriage of building materials, stores, machinery, &c., and the provision of labour for building or other work, and such like engagements.	By Collectors of Districts, Sub-Collectors, Assistant and Deputy Collectors in charge of Divisions; Inspector-General, Deputy Inspector-General, and Superintendents of Police; Commissioner of Police, Madras; Inspector-General of Jails, Superintendent of Stationery; and the Presiding Port Officer and Port Officers.

III.—Contracts and other instruments relating to the Medical Department.	By the Surgeon-General with the Government of Madras.
IV.—(*a*) All contracts, deeds or other agreements relating to the execution of salt works, or the purchase, sale or transport of salt, the supply of labour, stores, building materials, &c., and any other like engagements relating to the Salt revenue or the business of the Salt Department.	By the Commissioner of Salt, Abkári and Separate Revenue.
(*b*) All contracts, deeds or other agreements relating to the execution of salt works, or the purchase, sale or transport of salt, the supply of labour, stores, building materials, &c., and any other like engagements relating to the Salt revenue, or the business of the Salt Department within their respective jurisdictions and within the limit of value of Rs. 5,000; and contracts or agreements for the import of foreign salt on credit, for payment of the duty leviable thereon, or contracts or agreements for the clearance of salt under the credit system on the deposit of securities within the limit of value of Rs. 50,000.	By the Deputy Commissioners of Salt and Abkári Revenue.
(*c*) Leases granted to manufacturers of salt in blocks of land in Government factories when the estimated value of the land concerned does not exceed Rs. 250.	By Deputy Commissioners of Salt and Abkári Revenue.
(*d*) Contracts or agreements for the import of foreign salts on credit, for payment of the duty leviable thereon, or contracts or agreements for the clearance of salt under the credit system wholesale on the deposit of securities within the limit of value of Rs. 10,000.	By Assistant Commissioners of Salt and Abkári Revenue.
V.—Contracts and other instruments relating to matters connected with the Educational Department.	By the Director of Public Instruction.
* * * * *	
U.—Agreements for the recovery of advances under the Land Improvement Loans Act, XIX of 1883, and the Agriculturists' Loans Act, XII of 1884.	By District Officers.

Order.—Ordered that the above Resolution be communicated to Local * Governments and Administrations and the several departments of the Government of India for information and guidance; and that it be also published in the Supplement to the *Gazette of India*.

* Madras. Bombay. Bengal. North-Western Provinces and Oudh. Punjab. Central Provinces. Burma. Assam. Coorg. Berar.

(True Extract.)

(Signed) H. LUSON,
for *Offg. Secy. to the Govt. of India.*

To the Government of Madras.

ORDER—dated 25th April 1895, No. 856, Judicial.

Communicated to the Departments of the Secretariat and to all Heads of Departments under the Chief Secretary.

(True Extract.)

Donald Davidson
for Chief Secretary.

To the Departments of the Secretariat.
„ all Heads of Departments under the Chief Secretary.
„ the Accountant-General.

Exd. A. Raitt.

Govt. of {1895} Madras.

JUDICIAL.

Local & Municipal Dept.
CURRENT No. 1482 L

n/mis order of 5-6 95 No. 970 Lmis

Recorded

V.R. 31/5/95 Cf. 2.VI.

Issued

Recd. 27 MAY. 95 Encl. 1 (?) 5-6

G.O., 25th April 1895, No. 856.

APRIL.

Copy to the Sanitary Commissioner
" " Sanitary Engineer
Despd. 10/6/95

Deeds, Contracts and other Instruments.

Communicating to the Departments of the Secretariat and to all Heads of Departments under the Chief Secretary Resolution of the Government of India on the subject of the execution of — on behalf of the Secretary of State.

(With order)

A 31/5

Read again order of Government, dated 189 , No. , Miscellaneous.

Enclosures.

Current No.

Statement with ditto.

Order of Government

Statement with ditto.

Papers not filed up, being meant for despatch in original (not paged).

N.B.—
A = Copy in full.
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Back Paper, No. of 189 .

[3]

Local and Municipal Department.

Paper taken out of the Records from the charge of the Record-keeper.

Press / Miscellaneous. No. 969 L 1895.

For what Current.			By whom taken.	When taken out.
Department.	No.	Year.		
Cuddapah Reg				30/7/96
				Repd 12/8

Copied by
Examined by

12-3-08 ✓

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Miscellaneous.

LOCAL AND MUNICIPAL DEPT.
G.O., DATED 5-6-95
No. 9702

INDEXED.

When given for copying.

[Despatch Abstract.]

Deeds &c

Recording G.O.I.D. Comg resolution of the Govt. of India on the subject of the execution of — on behalf of the Secy. of State.

LOCAL AND MUNICIPAL DEPA

When given for copying ____
When copied ____
When examined ____
When signed ____
} 189 .

READ AGAIN G.O., No. DATED
189 ,

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.								

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