1. Number of pages 12
2. Date of receipt. 7.3.38
3. Initials of Assistants

M.R.O. 1—82 400—39-11-37

3

MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

Fin 5.11.58

G.O. No. 239 Press Mis.

229

Dated 3 — 11 — 1858.

Not to be folded or roughly handled

No. 22 Read the following letter from Major R. STRACHEY, Officiating Secretary to the Government of India; to T. PYCROFT, Esq., Chief Secretary to the Government of Fort Saint George, dated Fort William, the 22nd September 1858, No. 1595.

SIR,

With reference to your letter No. 1502 dated 31st July last, soliciting information on certain points connected with the Indemnity Bond and agreement to be executed by the Officers of the Public Works Department, I am directed to answer as follows, the several questions asked, though the replies appear for the most part sufficiently obvious.

Question.	*Answer.*
1. Whether all Subordinates in the Department Public Works are required to lodge Promissory Notes to the amount allotted to each grade?	1. No.—In page 191 of the Department Public Works Code, it is stated that they may lodge Notes, Cash or a Security Bond. If however the question is intended to hinge on the word "all" (as applied to the Subordinates,) the answer will be given under the 6th Question.
2. Whether an Officer is required to execute both the Bond of Indemnity and Memorandum of Agreement?	2. No.—The object of the *Memorandum of agreement* is to enable the Government to appropriate the deposit whether it be in Cash or Notes, in case of default in the Depositor. The *Bond* is complete in itself.
3. Whether the Bond of Indemnity is to be signed by one or two Sureties?	3. The rule is one Joint Stock Company or Mercantile Firm or two private individuals, vide page 191 of the Department Public Works Code. The two forms of Bond are given to meet the two cases.
4. Whether the documents are to be on Stampt paper?	4. Under the Laws in force in Bengal they are exempt, Government being a party to the transaction. The Madras Government will know how the Law is in that Presidency.
5. Whether Security is to be taken from Sub Overseers?	5. No.—Excepting in cases of Cashiers and Store-keepers; it is not intended that the Lower Class of Subordinates should be entrusted with any considerable sum of money for expenditure. If this is not the case in the Madras Presidency, Sub-Overseers might be dealt with as Cashiers are in this Presidency. The amount of Security being made to depend on the sum entrusted to each Class.
6. Whether all Officers and Subordinates already in the Department should furnish the documents, or only those who entered the Department after the receipt of the forms?	6. See Circular letter No. 2525, dated 7th May last. The principle therein laid down is, that any one who is not under the New system in a better position than before in point of emolument, may adhere to the rules of the old system if he was appointed under that system. The order however obviously must be held to apply to the date of the individual entering the Public Works Department and not to the date of the *receipt of the forms* at the place where he is employed.

Fort Saint George, Public Works Consultation of 5th November 1858.

No. 23. ORDER THEREON, No. 2309; dated 3rd November 1858.

Ordered to be communicated to the Officiating Chief Engineer with reference to his letter dated 14th June 1858, No. 232.

2. With reference, to the answer to question 4, the Government observe that in this Presidency the documents to which Government may be one of the parties are not exempted from the Stamp Laws. The Governor in Council therefore authorizes the supply gratis of Stamp paper for the Bonds and Agreements in question as is done in the Revenue Department under the authority contained in Extract Minutes Consultation dated* 23rd December 1828, No. 900.

* Board's Cir. Order Book page 87.

(Signed) W. H. BAYLEY,
Acting Secretary to Government.

No 1595

From
Major R. Strachey
Offg Secy to the Govt of India

To
T. Pycroft, Esquire
Chief Secy to the Govt of
Fort Saint George

Dated the 22nd Septr 1858.

Public Works Deptt
General
Establishments

Sir,

With reference to your letter No. 1502 dated 31st July last, soliciting information on certain points connected with the Indemnity Bond and Agreement to be executed by the Officers of the Public Works Department, I am directed to answer as follows, the several questions asked, though the replies appear for the most part sufficiently obvious.

Question	Answer
1. Will the Executive Subordinates in the Department Public Works are required to lodge Promissory Notes to the amount allotted to each grade?	1. No. In page 191 of the Department Public Works Code it is stated that they may lodge Notes, Cash or a Security Bond. If however the question is

is intended to hinge on the word "all" (as applied to the Subordinates), the answer will be given under the 6th Question.—

2 Whether an Officer is required to execute both the Bond of Indemnity and memorandum of Agreement?—

2 No- The object of the Memorandum of agreement is to enable the Government to appropriate the deposit whether it be in Cash or Notes, in case of default in the Deposition. The Bond is complete in itself.—

3 Whether the Bond of Indemnity, is to be signed by one or two Sureties?—

3 The rule is one Joint Stock Company or Mercantile firm or two private individuals vide page 191 of the Department Public Works Code.- The two forms of Bond are given to meet the two cases.—

4 Whether the documents are to be on Stamp paper?

4. Under the Laws in force in Bengal, they are exempt- Government being a party to the transaction. The Madras Government will

will know how the Law is in that Presidency.—

5 Whether Security is to be taken from Sub Overseers?

5. No- Excepting in cases of Cashiers and Store Keepers, it is not intended that the Lower Class of Subordinates should be entrusted with any considerable sum of money for expenditure. If this is not the case in the Madras Presidency, Sub Overseers might be dealt with as Cashiers are in this Presidency- The amount of Security being made to depend on the sum entrusted to each Class.—

6 Whether all Officers and Subordinates already in the Department should furnish the documents or only those who entered the Department after the receipt of the forms?

6 See Circular letter No 2525 dated 7th May last- The principle therein laid down is, that any one who is not under the New system in a better position than before in point of emolument, may adhere

adhere to the rules of the
Old system if he was
appointed under that system.

The order however
obviously must be held
to apply to the date of
the individual entering
the Public Works Department
and not to the date of the
receipt of the forms at
the place where he is
employed.—

I have the honor to be
Sir
Your most Obed.t Serv.t

A Mackay
Offg Secy. to the Govt. of India.

Fort William
the 22nd Septr
1863

S.B.

for the Bandaged

PWD

N° 2309

Extract from the Minutes of Consultation
Under date the 3d ~~October~~ Nov.r 1858.

Read the following
letter from the Officiating
Secretary to the Government
of India -

(Here enter 22d Sept.r 1858 N° 4595)

Ordered to be
communicated to the Officiating Chief Engineer with
reference to his letter dated
11th June 1858 N° 1132 -

2 With reference to
the answer to question 4
the Government observe
that in this Presidency
the documents to which
Govt may be one of the
parties, are not exempted
from the Stamp Laws.
The Governor in Council
therefore authorizes the
supply gratis of Stamp paper
for the Bonds and agreements

Pub. Dept. 1858 Oct.r 11
Govt. Resolution
N° 2309

From the Officiating Secretary
to the Govt. of India
Dated 22d Sept.r 1858
Rec.d 11th Oct.r 1858
N° 4595

Read 3d Nov.r 1858.

Furnishing the applicant
with the papers called for
in the letter from the
Secretary to Government
No 4595 dated 22d October 1858.

No 22.

S.S.

in question as is done in the Revenue Department under the authority contained in Ex. Mins. Cons. of 23d December 1828 No. 900 — 13th Cir. order Book pages 87.

10 Cases to the Offr Chief Engr & Dept
3 " — " Bs of Rods
1 — " — " Supts of Stamford

Public Works 1858 Deptt
Dy to Chief Engr Nov.

No 2309.
Extract Mins: of Cons:
Dd 3rd Nov. 58

From Offg. Chf Engineer
9th Decr 58 Cpy 3601 inl.
1st Feby 59 do 304
From the Chief Engineer
Of 10th March 59 No 562
in Cons:
Communicate &c
to the Offg. Chief Engr
a letter from the Govt of
India furnishing in for-
mation on certain points
connected with the Sinde
rinderpest Bond & agreement
to be executed by the
Officers of the P.W.D.

No. 22 0203.

Dec 22. Octobr 28.