

(1) Number of pages _____

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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 2635

Press

Mis.

182-183

Dated 8-9-1865

Not to be folded or roughly handled

11K

*Proceedings of the Madras Government, Public Works Department,
8th September 1865.*

No. 182. . . Read the following letter from Captain J. F. FISCHER, R. E., Controller of Public Works Accounts, to Colonel C. A. ORR, R. E., Secretary to Government, Public Works Department, Fort Saint George, dated Madras, 4th September 1865, No. 2,004 :—

SIR,

1. In reply to your Memorandum of the 2nd instant, No. 165, I have the honor to observe that by paragraph 21 of the Civil Service Furlough and Absentee Rules, published at page 12 of the "Fort Saint George Gazette" of the 4th January 1865, it appears "Military Officers employed in the Civil Department will be subject to the Military Furlough Regulations," and therefore the Rules contained in the above Notification cannot apply to Military Officers in this Department.

2. Should this Notification be considered applicable to this Presidency, then the Military Officers employed in this Department can be brought under the Military Furlough Regulations at once, and privilege leave be granted to them in the usual course, viz., thirty days in six months or sixty days in the year; I can however find nothing in these Furlough Regulations regarding instalments of this leave for Military Officers in Civil employ.

No. 183. ORDER THEREON, 8th September 1865, No. 2,635.

ESTABLISHMENT, No. 24.

1. In an Order dated 30th August 1865, No. 2,517, the Government, upon a report from the Controller of Public Works Accounts, dated 21st July 1865, No. 782, declined to comply with an application submitted by the Superintending Engineer of the 3rd Division, on behalf of Major J. G. Palmer for the grant of a second *instalment* of privilege leave for twenty days, the first having been taken in February last. On re-consideration they are of opinion that the Controller's interpretation of the Rules which govern the grant of Privilege leave to Military Officers in Civil employ is incorrect. Under the operation

No. 190 of 1858, Gazette 25th May 1858, page 937.

No. 330 of 1859, do. 19th August 1859, page 301.

No. 157A of 1863, (see page 670 of General Orders of His Excellency the Commander-in-Chief).

G. O. Public Works Department, 27th June 1865, No. 1,780.

of the Orders marginally noted, these Officers have always been understood to come under the Civil Rules in the case of Privilege leave, and under the Military Regulations in respect to all other leave. The letter from the Accountant General, Public Works Department, to the Controller of Public Works Accounts, North-Western Provinces, dated 19th July 1865, which was forwarded to Government by Captain Fischer with a letter dated 28th August 1865, No. 1,056, confirms this view of the question, as in paragraph 9 he refers to an Extract, which is given in the margin of paragraph 10, distinctly declaring the applicability of the Civil Leave Rules to Military Officers in the Public Works Department as respects Privilege leave.

he

*Proceedings of the Madras Government, Public Works Department,
8th September 1865.*

2. As the new Civil Absentee Rules are now in force in this Presidency, and instalments of Privilege leave are allowed under them, the Government resolve to cancel their Order of the 30th ultimo, No. 2,517, and Major Palmer will accordingly be eligible to the leave he seeks under them.

(True Extract.)

(Signed) CHARLES A. ORR, Colonel, R. E.,
Secretary to Government.

To the Controller of Public Works Accounts.
.. Superintending Engineer, 3rd Division.
To all other Superintending Engineers.

Erd. S. T. Augustin.

312
Office of the Controller
of P.W. Accounts
Madras 4th September
1865

N^o 2004.

From
Captain J. F. Fischer R.E.
Controller of P.W. Accounts
Colonel C. A. Orr R.E.
Secretary to Government P.W.D.
Fort St George

Sir,

In reply to your Memo:
of the 2^d Instant N^o 165 I have the honor
to observe that by para 21 of the Civil Service
Furlough and Absentee Rules published
at Page 12 of the Fort St George Gazette of the
4th January 1865 it appears "Military
Officers employed in the Civil Depart-
ment will be subject to the Military
Furlough Regulations" and therefore
the Rules contained in the above Noti-
fication cannot apply to Military
Officers in this Department.

2. Should this notification
be considered applicable to this Pre-
sidency then the Military Officers
employed in this Department can
be

grant of privilege leave to

Extra Sheet

Public Works Dept
711

No 2635

Proceedings of the Madrid Govt
Under date the 8th September 1865
Recd the following

From the Controller of
P.W. Accounts.

Stating that the rules
contained in the Civil Service
Regulations and absentees re-
gulations cannot apply to
Military Officers in the P.W.D.

(Here enter 4th Sept 1865
No 2004)

In an order of 30 August
1865, No 2517, the Government,
upon a report from the Controller
of P. W. Accounts of 21st July
1865, No 782, declined to comply
with an application submitted
by the Supg Engineer of the 3^d
Div on behalf of Major J. G. Pal-
mer for the grant of a second
instalment of privilege leave for
20 days, the first having been
taken in February last. On
reconsideration they are of opinion
that the Controller's interpretation
of the rules which govern the
grant of privilege leave to

MD
WDC

27th 1865 (Dep't of
P.W. Accounts)
No 33342

From
The Controller of P.W.
Accounts

To The Secy to Govt P.W.D.
for the P.W. Accounts

Dated 4th Dec 1865
No 2004

Stating that
the rules contained in
the Civil Service Regulations
and Absentees Regulations
cannot apply to Military
Officers in the P.W.D.

No 182

No 2635 - 27th Sept 1865

Military Officers in Civil-mil-
-itary is incorrect. Under the
operation of the orders marginally
noted these officers have always
been understood to come under the
Civil rules in the case of privilege
leave & under the Military regu-
lations in respect to all other
leave. The letter from the
Accountant General P.W. & Co.
the Controller of P.W. Accounts
Mr. W. Carver of 19 July 1868, which was
forwarded to Govt by Capt. Fisher
with a letter of 28 Aug. 1868,
No 1066, confirms this view of
the question, as in Para 9 he
refers to an extract, which is
given in the margin of Para
10, distinctly declaring the
applicability of the ~~new~~ Civil
leave rules to Military Officers
in the P.W. Dept. as respects privilege
leave.

As the new Civil Absentee
Rules are now in force in this
Presidency, & instalments of

No 198 of 1868. Gazette 28 May 1868 p 937
330 of 1869 do 19 Aug 1869 - 301
157 A of 1868 (see Page 670 of Genl
Orders of H.E. The Commander in
Chief)
G.O. P.W.D. 27 June 1868, No 1782. -

9/10

privilege leave are allowed under
them, the Govt resolves to cancel
their order of the 30th Ultimo, No
2617, & Major Palmer will ac-
-cordingly be eligible to the
he orders under them.

C.P.B.

11 J.
The Controller
11th Dec
At this time
8/10
Sept 8th September

No 1865 Dep't
No: of Govt for S.M.

No 2685
No: of the M. Govt
D. 8. Sept 1865

That portion of the Civil
Rules which relates to Privileges
be made applicable to
Military Officers employed in
the Public Works Department