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MADRAS RECORD OFFICE.**Government of Madras.***Public Works* **DEPARTMENT.**

G.O. No. <u>1756-1767</u>	Press Mis.
<u>36-37-38</u>	
Dated <u>3-7-</u>	<u>1871</u>

Not to be folded or roughly handled

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*Proceedings of the Madras Government, Public Works Department,
3rd July 1871.*

No. 36. Read the following letter from the Controller of Public Works Accounts, to the Secretary to Government, Public Works Department, dated Madras, 24th June 1871, No. 825.—

I HAVE the honour to submit the following case for the favourable consideration of Government.

2. In Clause XVI of the Rules published with the Notification of the Government of India, No. 341, dated 7th October 1870, it is prescribed that *all* officers serving in the Public Works Department should have their salaries regulated according to the new scale. This rule is followed up by two others, which, for ready reference, are quoted below —

Clause XVII—The Accounts branch salaries also to be modified so as to conform to those of the Works branches.

Clause XIX.—These rules have effect from the 1st September 1870, *ie*, they apply for the first time to the salaries for the month of September, and are applicable to the Madras and Bombay Presidencies.

3. The orders passed by this Government on the Notification above quoted will be found recorded in G. O., No. 2,583, dated 31st October 1870. In those Proceedings it is distinctly laid down that the new scale of salaries prescribed for the Public Works Department includes the *Account* in common with the Irrigation and Railway branches, and Government, in the clearest terms, declare the new rules applicable to the Acting Examiner of Railway Accounts, and call upon him, as the only Military Officer in the Madras Accounts branch, to notify his election of the old or new rules.

4. Having before me Clauses XVII. and XIX. of the new rules, and the interpretation placed upon those clauses by this Government, I felt no hesitation in applying the revised scale of salaries to myself and Deputy, and the rates at which salary was passed to each of us from the 1st September 1870, to the 31st January 1871, are as follow—

	RS.
Controller	1,600
Deputy Controller	550

5. No objection has been raised to the salary passed to the Deputy Controller. As regards the pay of the Controller, I have to invite attention to the tables appended to paragraphs 7 and 12 of Chapter 1, Section 1, of the Public Works Code of the

* Rupees 800
† Do. 1,800

Government of India, from which it will be observed that the staff* and maximum† salaries of a 1st class Controller

are exactly similar to those fixed under the old rules for a Superintending Engineer of the 1st class, 1st grade, and seeing (1) that a Controller of the highest grade was originally allotted to Madras, which stood *first* on the list, (2) that the

G O., No 2,845, dated 26th September 1865 object of the new rules was to equalize the receipts of the Civil and Military members of the Department, and (3) that no further orders were promised in the

*Proceedings of the Madras Government, Public Works Department,
3rd July 1871.*

Notification of October 1870, specially with reference to the Accounts branch, I trust the Government will consider the action of this office, in passing to the Controller the Civil consolidated salary (Rupees 1,600) prescribed for a Superintending Engineer of the 1st grade, as supported by distinct authority.

6. After the abstracts of this establishment up to the 31st January last had been passed by this office, the Accountant-General of the Public Works Department took exception* to the salary which had been drawn by myself, on the ground that the proposals for applying the new scale of salaries to the Accounts branch were still under the consideration of the Financial Department of the Government of India. The Accountant General's letter was replied to in mine† of the 27th February 1871, No. 2,604; but as that officer adhered‡ to the opinion that the Notification of the Government of India of the 7th October 1870 was not then applicable to the Accounts branch, I refunded the amount which was stated to have been overdrawn, pending the decision of the Government of India on the reference made in paragraphs 7 and 8 of Colonel Orr's letter of the 28th March 1871, No. 914.

7. Having in view the interpretation placed upon the Government of India Notification in the Proceedings of this Government, No. 2,583, dated 31st October 1870, above quoted, and the fact that the action of the Government of Bombay appears to have been identical with that of this Government, for while the Special Notification in reference to the Accounts branch was not issued till the 18th March 1871, it will be seen from page 19 of the enclosed Annual List of the Bombay Public Works Establishment, corrected up to 1st January 1871, that the pay actually drawn on the latter date by the Controller of Public Works Accounts in that Presidency was the Civil consolidated salary of Rupees 1,600, plus Rupees 243-8-0, the pay proper of a Lieutenant-Colonel of Royal Engineers, I trust that, on a review of the circumstances, His Excellency the Governor in Council will be pleased to relieve me of the retrenchment of salary* for the five months ended 31st January 1871, consequent on my being placed in the 2nd grade.

* Pay drawn as 1st Grade Controller ...	Rs 1,600
Do. fixed for 2nd do. do ...	1,350
Difference	250

8. I would respectfully mention, in conclusion, that I am the only officer on the permanent strength of the Madras Public Works Department who is injuriously affected by the new rules. At this moment I am losing the third annual increment of Rupees 75, which, under the old regulations, I would have been entitled to on the 3rd instant, and as remarked in paragraph 8 of Colonel Orr's letter above quoted, I would, if the old rules had not been superseded, "receive nearly the maximum salary" of my office, namely, Rupees 1,600 per mensem, within two years from that date.

No. 914, dated 28th March 1871.

PUBLIC WORKS DEPARTMENT,
FORT ST. GEORGE, 3rd July 1871

*Proceedings of the Madras Government, Public Works Department,
3rd July 1871.*

No. 37. ORDER THEREON, 3rd July 1871, No. 1,766.

ESTABLISHMENT, No. 5.

ORDERED that this letter be forwarded for the consideration of the Government of India.

(True Extract.)

Colonel, R.E.,

Secretary to Government.

To the Controller of Public Works Accounts.

the Right Honourable the Governor-General in Council will be pleased to relieve him from the retrenchment of the amount overdrawn under a misapprehension of the orders of the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

Colonel, R.E.,

Secretary to Government.

*Proceedings of the Madras Government, Public Works Department,
3rd July 1871.*

Notification of October 1870, specially with reference to the Accounts branch, I trust the Government will consider the action of this office, in passing to the Controller the Civil consolidated salary (Rupees 1,600) prescribed for a ~~Controller~~ *Engineer of the 1st grade, as supported by dis-*

• Pay drawn as ...
Do. fixed for 2nd do ...
Difference .. 250 ... *ended 31st January 1871, consequent on my being placed in the 2nd grade.*

8. I would respectfully mention, in conclusion, that I am *the only officer* on the *permanent* strength of the Madras Public Works Department who is injuriously affected by the new rules. At this moment I am losing the third annual increment of Rupees 75, which, under the old regulations, I would have been entitled

No. 914, dated 28th March 1871.
above quoted, I would, if the old rules had not been superseded, "receive nearly the maximum salary" of my office, namely, Rupees 1,600 per mensem, within two years from that date.

PUBLIC WORKS DEPARTMENT,
FORT ST. GEORGE, 3rd July 1871

No. 38.

No. 1,767.

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,

PUBLIC WORKS DEPARTMENT

ESTABLISHMENT, No. 6.

SIR,—In acknowledging the receipt of the letter from the Government of India under date the 15th June 1871,

No. 402 A—G., explaining the arrangements under which the grading of Mr. Brock as a Controller of the 2nd grade was rendered unavoidable, I am directed to forward the accompanying letter from that officer in which he requests to be relieved from the retrenchment of pay to which he became liable by passing to himself from the 1st September 1870 to the 31st January 1871 the salary of a Controller of the 1st grade, under the misapprehension that the Notification of the Government of India of the 7th October 1870, No. 341, was, as Clause XVII. appeared to contemplate, applicable to the Accounts branch of the Public Works Department.

2. In submitting this application I am to state that, in the absence of any intimation that the Government of India proposed to issue special orders modifying the salaries of the Accounts branch so as to conform to the Works branches, His Excellency in Council was led to conclude that the revised scale of salaries was applicable to the Accounts branch, and this opinion having been expressed in an order of this Government the Controller passed to himself the salary of a Superintending Engineer of the 1st grade with whom he was held to rank prior to the Notification of the Government, of India of the 19th March 1871 under the classification ordered by that Government in August 1865. As he acted in good faith and as both he and this Government had every reason to expect that he would be continued in the 1st class, and, moreover, considering that if the new rules had not been promulgated, he would be enjoying a higher salary than he now receives, I am to request that the Right Honourable the Governor-General in Council will be pleased to relieve him from the retrenchment of the amount overdrawn under a misapprehension of the orders of the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

Colonel, R E.,

Secretary to Government.

No 825.

Central Office of Public Works
24th June 1871 -

From The Controller of
Public Works Accounts
To The Secretary to Government
Public Works Dep^t

Enclos: 4-

Sir,
1- I have the honor to admit
the following case for the
favorable consideration of
Government.

2- In Clause XVII of the
rules published with the
Notification of the Government
of India No 341, dated 7th
October 1870, it is prescribed
that all Officers serving in
the Public Works Department
should have their salaries
regulated according to the
honor

new scale. This rule is followed up by two others, which, for ready reference, are quoted below.

Clause XVII. The Accounts Branch salaries also to be modified so as to conform to those of the Works Branches.

Clause XIX. These rules have effect from the 1st September 1870, i.e., they apply for the first time to the salaries for the month of September, and are applicable to the Madras and Bombay Presidencies.

3. The orders passed by this Government on the Notification above quoted will be found recorded in G. O. No 2583, dated 31st

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October 1870. In those Proceedings, it is distinctly laid down that the new scale of salaries prescribed for the Public Works Department includes the Account, in common with the Irrigation and Railway Branch, and Government, in the clearest terms, declare the new rules applicable to the Acting Examiner of Railway Accounts, and call upon him, as the only Military Officer in the Madras Accounts branch, to notify his election of the old or new rules.

4. Having before me Clauses XVII and XIX of the new rules, and the interpretation placed upon

those Causes by this Government,
I felt no hesitation in ap-
plying the revised scale of
salaries to myself and Deputy,
and the rates at which
Salary was fixed to each
of us from the 1st September
1870 to the 31st January 1871
are as follows -

Controller - Rs 1,600

Deputy Controller Rs 550 -

5. No objection has been raised
to the salary fixed to
the Deputy Controller - As
regards the pay of the
Controller, I have to invite
attention to the "Tables" ap-
pended to paras 7 and 12
of Chapter 1. Section 1 of the
Public Works Code of the
Government of India, from

Rs 800

+ Rs 1800

G.O. No 2845
26th Sept 1871

111 3
Which it will be observed
that the ~~Staff~~^{Staff} and Maximum
Salaries of a first class
Controller are exactly similar
to those fixed under the
old rules for a Superintending
Engineer of the 1st Class, 1st
Grade, and seeing (1) that
a Controller of the highest
grade was originally allotted
to Madras, which stood first
on the list, (2) that the
object of the new rules was
to equalize the receipts of
the Civil and Military Mem-
bers of the Department, and
(3) that no further orders
were promised in the Notifi-
cation of October 1870,
Specially with reference to

the Accounts Branch, I trust the Government will consider the action of this Office, in passing to the Controller the Civil Consolidated Salary (£1600) prescribed for a Superintending Engineer of the 1st grade, as supported by distinct authority.

6. After the Abstracts of that Establishment up to the 31st January last had been passed by this Office, the Accountant General of the Public Works Department took exception to the Salary which had been drawn by myself, on the ground that the proposals for applying the new scale of

+ Vide letter No 396, 7th Feb/71, enclosed

4
Salaries to the Accounts Branch were still under the consideration of the Financial Department of the Government of India. The Accountant General's letter was replied to therein on the 27th January 1871, No 2604; but so that the Officer adhered to the opinion that the Notification of the Government of India of the 7th October 1870 was not then applicable to the Accounts Branch, I re-funded the amount which was stated to have been overdrawn, pending the decision of the Government of India on the reference made in paras 7 and 8 of

thereunto sent -

the enclosed letter No 396 - 7th Feb/71, enclosed 1871 -

of Colonel Ross' letter of the
 20th March 1871, No 914-
 7. Having in view the
 interpretation placed upon
 the Government of India
 Notification in the Proceedings
 of this Government No 2583,
 dated 31st October 1870, above
 quoted, and the fact that
 the action of the Government
 of Bombay appears to have
 been identical with that of
 this Government, for while the
 special Notification in reference
 to the Accounts Branch was
 not issued till the 18th
 March 1871, it will be seen
 from page 19 of the enclosed
 Annual list of the Bombay
 Public Works Establishment, cor-
 rected up to 1st January 1871.

Rs Pay drawn in 1st grade £21,500
 Rs paid for 2nd grade Rs 1,350
 Difference Rs 20,150

that the pay actually drawn on
 the latter date by the Controller
 of Public Works Accounts in that
 Residency was the Civil Assist-
 ant's salary of Rupees 1600,
 plus Rupees 243-8-0, the Pay
 proper of a Lieutenant Colonel
 of Royal Engineers, I trust
 that, on a review of the
 circumstances, His Excellency
 the Governor in Council will
 be pleased to relieve me of
 the retrenchment of salary
 for the five months ended
 31st January 1871, consequent
 on my being placed in
 the 2nd grade.

& I would respectfully
 mention, in conclusion, that
 I am the only Officer on
 the permanent strength of the

Madras Public Works Department
who is injuriously affected by
the new rules. At this moment,
I am losing the third annual
increment of Rupees 75, which,
under the old regulations, I
would have been entitled to
on the 3rd Instant, and, as
remarked in para 8 of
Colonel Orr's letter above
quoted, I would, if the old
rules had not been superseded,
"receive nearly the maximum
Salary" of my Office, viz,
Rupees 1,600 per mensem, within
two years from that date.

I have the honor to be
Sir,

Your most obedient servant

S. Hoell

Controller of P.W. Accounts

N^o 914,
dated 28 March/

On 26th Sept/65 at 615 - 617
 " 31 Oct/65 — 438
 " 28 March/66 — 652-654
 " 3 July — 30-31

Public Works 1871 Department
 No of July 1871 No 2979

None

The Controller of
 P. W. Accounts
 To The Secretary
 P. W. Dep^t

Dated 24th
 Des^p - 24th } June 1876.
 Received at Ind-4-

Requesting to be
 relieved from retrench-
 ment of salary from
 the 1st September 1870 to
 the 31st January 1871,
 consequent on his being
 placed in the 2nd grade
 of the List of 1st Class
 Controllers -
 - 1st 1766-1767 - 3rd July/11
 With an order

Since that the letter he forwarded for
 the consideration of the Govt of India.

J. S. George
 3 July/11
 Controller of P. W. Accounts
 No 2979

No 26
 e. 29 June 1871 A 305

The Notification
 of the Government of India
 published in the Fort St
 George Gazette of the 25th Octo-
 ber 1870, prescribing a new
 scale of salaries for the
 Public Works Department;
 provided that the "Accounts"
 Branch salaries were also
 to be modified so as to con-
 form to those of the works
 branches, and as it
 conveyed no intimation
 that the Govt. of India

contemplated the issue of
any special orders with
reference to the Account
branch, this Government,
when calling upon the
Officers of the Department
to make their election of
the old or new rules, were
under the impression that
the revised scale of salaries
was applicable to that
branch of the Department.

Now the introduction
in August 1865 of maximum
rates of salary for Military
Officers and of certain other
changes in the organization
of Public Works Establish-
ments throughout India,
the Government of India

4 Oct 2015 11:51 AM

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assigned to this Presidency;
a Controller of the 1st Class with
a maximum salary of
Rs 1800 for a Military
Officer and a minimum
Civil salary of Rs 1200 rising
by annual increments of
Rs 75 to 1500, the Con-
troller in his letter above
recorded remarks that he
considered himself authorized
to place to himself the
Civil Consolidated Salary
(Rank) of a Major Engineer
of the 1st grade with whom
the Controller in this
Presidency was supposed to
rank.

In February last how-
ever the Accountant General
of the Public Works Dept.

bank exception to this pro-
ceeding on the part of the
Controller on the ground
that proposals for ap-
plying the new rates of
pay to the Accounts branch
were still under the con-
sideration of the Govt of
India in the Financial
Dept, and as notwith-
standing the Controller's
explanations of the
authority under which
he acted, the Accountant
General held the opinion
that the Notification
of the Govt of India of
October 1870 conveyed
no sanction to a modi-
fication of Salaries in

*
From 1st Sep/71 to 31st Jan/71.

* Salaries Rs 1350

in the Account Dept, Mr
Brook refunded the amount
which he had overdrawn
by his having been placed
in the 2nd grade of Con-
trollers in the Notifica-
tion of the Govt of India
published in the Gazette
of India of the 19th March/71.

Although the Govt.
of India and the explana-
tions furnished to them
in the letter from this
Govt dated 28th March/71,
No 914, have pointed
out that in accordance
with the principles which
guided them in the grading
of the Controllers, Mr.
Brook could only be:

placed in the 2^d grade,
the Excellency the Governor
in Council, seeing that
in passing to himself
the new rate of salary,
the Controller acted in
good faith and in ac-
cordance with what
the Government mes-
saged he supposed was the
the position of the
Controller in the Presi-
dency under the Sali-
fication of October 7th,
is pleased to relieve him
from the retrenchment
of the amount overdrawn
under a misapprehension
of

the orders of the Govt of
India

~~Sept 1/77~~ ~~1/77~~ ~~1/77~~
~~of Govt~~

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No 1784.

The Secretary to the Govt.
of India, P. M. S.
Sir

In acknowledging
the receipt of the letter
from the Government of
India, under date the
13th June 1871, No. 102 A. S.
explaining the arrangements
under which the grading
of Mr. Brock as a Controller
of the second grade was
rendered unavoidable,
I am directed to forward
the accompanying letter
from that officer in which
he requests to be relieved

A. H.
S. D.

from the retrenchment of
pay to which he became
liable by passing to himself
from the 1st September 1870
to the 31st January 1871 the
salary of a Controller of the
1st grade under the mis-
apprehension that the
Notification of the Govt. of
India of the 7th October 1870
No. 341 was, as clause XVII
appeared to contemplate,
applicable to the accounts
branch of the Public
Works Department.

In submitting this
application I am to state
that, in the absence of
any intimation that the
Govt. of India proposed
to issue special orders
modifying the salaries
of

of the accounts branch so
as to conform to the works
branch, His Excellency
in Council was led to
conclude that the
revised scale of salaries
was applicable to the
accounts branch, and
this opinion having
been expressed in an
order of the Govt. the
Secretary referred to
himself the salary of a
Superintendent of the 1st
grade with which he
was held to rank prior
to the notification of the
Govt. of India of the 17th
March 1871 under the
classification ordered by
that Govt. in August 1865.
As he

acted in good faith
and no doubt he and
this Government had
every reason to expect
that he would be
continued in the 1st
class, and, moreover,
considering that if the
new rules had not
been promulgated,
he would be enjoying
a higher salary than
he now receives, I am
to regret that the
Right Honorable the
Governor General in
Council will be pleased
to relieve him from the
retrenchment of the amount
overdrawn under a
misapprehension of the
orders.

orders of the Government
of India.

J. 28th

Recd 4/7/71 with begin of
Genl 766 of 1871.

Govt of 1871-72

PUBLIC WORKS.

To The Controller of Public
Works Accounts
and
To The Secretary to the
Govt of India

By

At

23 July 1871-72

Nos. 16-27/78

Salary: Public works

to the Controller of Public

Works Accounts

and

to the Secretary to the

Govt of India

23 July 1871-72

29 June 1871