M.R.O. 1—77,666—8-6-37.

(1) Number of pages_____

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MADRAS RECORD OFFICE.

Government of Madras.

Public works DEPARTMENT.

G.O. No. 2,124 Press / Mis.

435-84

Dated 27, 0 18 71 .

Not to be folded or roughly handled

No. 433. Read the following letter from the Controller of Public Works Accounts, to the Secretary to Government, Public Works Department, dated Madras, 9th October 1871, No. 1,794 :—

UNDER paragraph 33, Section 2, Chapter I. of the Code of the Government of India, "promotions from one grade to another within a class cannot be made before the 1st March or the 1st September" following the date on which a vacancy occurs.

2. In a recent order, this Government ruled (Proceedings No. 2,313, dated 11th September 1871) that the provisions of paragraph 6, Section 2, Chapter IV., shall be held applicable in this Presidency to cases like that of Colonel Wilkieson, who, promoted from one grade to another within the Superintending Engineer class, claimed pay at the higher rate from the date on which the vacancy occurred.

3. It appears to me that the ruling of this Government may perhaps be regarded as not quite in accordance with that portion of the Government of India Code quoted in paragraph 1 above, but it has to be borne in mind, in the consideration of this subject, that at the time that code was issued, there were three classes of Superintending Engineers not divided into grades, and that as promotions from *class* to *class* could be made at any time, Superintending Engineers did not, under the old rules, come under the restriction imposed on promotions from *grade* to *grade*. Now, however, that there are three grades, and but one class, and no rules have been issued since the date of the re-organization of the Engineer Establishment specially applicable to Superintending Engineers, it is doubtful whether promotions within that class are intended to be made, or can have effect, before the 1st March or 1st September.

4. There is another point to be determined with reference to the orders of Government, No. 2,313, dated 11th September 1871. No distinction has been drawn between the duties and responsibilities of Assistant Engineers of the two grades. Such being the case, an Assistant Engineer of the 2nd grade, recently promoted to the 1st grade, claims the pay of the higher grade from the date of the vacancy, on the ground that the promotion involved no change of duties. Orders upon this point are respectfully requested. If the provisions of paragraph 6, Section 2, Chapter IV. of the Code of the Government of India are applied to this and similar cases, the ruling in paragraph 33, Section 2, Chapter I., will no longer be in force in this Presidency, and *all* promotions, whether from *class* to *class*, or from *grade* to *grade* will take effect from the dates on which the vacancies occurred, unless otherwise specially ordered, or a specific date be fixed in the *Government Gazette*.

5. I am not aware that, in other parts of India, any distinction has been drawn between the duties of Superintending Engineers in the various grades; but it is clear that the duties and responsibilities of Executive and Assistant Engineers are very different in the Provinces more immediately under the Supreme Government, where, it is believed, the higher pay is not allowed till the officer promoted* assumes charge of his office.

* From Assistant to Executive.

Government

Proceedings of the Madras Government, Public Works Department, 27th October 1871.

No. 434. ORDER THEREON, 27th October 1871, No. 2,724.

ESTABLISHMENT, No. 36

THE Controller of Public Works Accounts will refer to the Accountant-General of the Public Works Department the question whether it is a correct interpretation (and in accordance with the practice in other parts of India) of the two clauses in Government of India Code which he quotes, that although promotions from one grade to another within a class cannot be made until 1st March and 1st September yet when made they carry back pay from date of vacancy causing the promotion *if* so gazetted.

(True Extract.)

Captain, R.E.,
Offg. Joint Secretary to Government.

Office of the Controller of Public Works Accounts
Madras, 9th October 1871.

No. 1794

From,
The Controller of P.W. Accounts,
To,
The Secretary to Government,
Public Works Department,
Fort Saint George.

Sir,

Under para 33, Section II, Chapter I of the Code of the Government of India, "promotions from one grade to another within a class cannot be made before the 1st March or the 1st September" following the date on which a vacancy occurs.—

2. In a recent order, this Government

Government ruled (Proceedings No. 2,313, dated 11th September 1871) that the provisions of para 6, Section II, Chapter IV, shall be held applicable in this Presidency to cases like that of Colonel Wilkieson, who, promoted from one grade to another within the Superintending Engineer class, claimed pay at the "higher" rate from the date on which the vacancy occurred.

3. It appears to me that the ruling of this Government may perhaps be regarded as not quite in accordance with that portion of the Government of India Code quoted in para 1 above, but it has to be borne in mind, in the consideration of this subject, that at the time that Code was issued, there were three classes of Superintending Engineers not divided into grades, and that as promotions from Class to Class could be made at any time, Superintending Engineers did not, under the old rules, come under the restriction imposed on promotions from grade to grade. Now, however, that there are three grades, and but one class, and no rules have been issued since the date

date of the re-organization of the Engineer Establishment specially applicable to Superintending Engineers, it is doubtful whether promotions within that class are intended to be made, or can have effect, before the 1st March or 1st September.—

4. There is another point to be determined with reference to the orders of Government No. 2,313, dated 11th September 1871. No distinction has been drawn between the duties and responsibilities of Assistant Engineers of the two grades. Such being the case, an Assistant Engineer of the 2nd grade, recently promoted to the 1st grade, claims the pay of the higher grade from the date of the vacancy, on the ground that the promotion involved no change of duties.— Orders upon this point are respectfully requested.

If the provisions of Para 6, Section II, Chapter IV of the Code of the Government of India are applied to this and similar cases, the ruling in para 33, Section II, Chapter I will no longer be in force in this Presidency, and all promotions, whether from class to class, or from grade to grade will take effect from the dates

dates on which the vacancies occurred, unless otherwise specially ordered, or a specific date be fixed in the Government Gazette.—

5. I am not aware that, in other parts of India, any distinction has been drawn between the duties of Superintending Engineers in the various grades, but it is clear that the duties and responsibilities of Executive and Assistant Engineers are very different in the Provinces more immediately under the Supreme Government, where, it is believed, the higher

from Assistant to Executive.

higher pay is not allowed till the officer promoted assumes charge of his office.—

I have the honor to be,

Sir,

Your most Obedient Servant,

S Thoss

Controller of A.W. Accounts

E Wood

G.C. & "Sel." 71 Nos. 177-178

P. Dr. 1871 Default
Proc. of Govt. for October
No. 4815.

From,
The Controller of W. Accounts
To,
The Secretary to Government,
Public Works Department,
Fort Saint George

Dated 9
Read } October. 1871

No. 1794

Soliciting instructions with reference to the ruling of Government making applicable the provisions of para 6. Section II. Chapter IV of the India Code in cases of promotion of Engineer officers from one grade to another.

No. 2724-27 "Oct/71.

No. 433

6 Copy to 10 Oct/71

that although pro-
motions from one
grade to another
within a Class cannot
be made until 1st
of March and 1st Sept
yet when made they
carry back to day
date of vacancy
among the
if

C- No- 4875.

Govt. of {1871} Madras.

PUBLIC WORKS.

To

The Controller of Public Works Accounts

Dated

Recd. Encl.

G. O. 27 October 1871. No. 2724.

Nos. 433 & 434

Promotion of Engineer Officers Lascar Grade Draughtsmen - The Carlisle of P-W Accounts requests to refer to the Board of P-W as to the correct interpretation of the two Clauses in the Lascar Code quoted