

(1) Number of pages _____

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MADRAS RECORD OFFICE

Government of Madras

Public Works

DEPARTMENT

G.O. No.	1896	Press
B.P. No.		Mis.
441-442		
Dated	28 7	1873

Not to be folded or roughly handled

*Proceedings of the Madras Government, Public Works Department,
23th July 1873.*

No 441. Read the following Circular from the Government of India, Public Works Department, (Account—General,) dated Simla, 30th June 1873, No 37.—

Governments of Madras, Bombay, Bengal,
North Western Provinces, and Punjab
(General and Irrigation Branches)
Chief Commissioners, Central Provinces,
British Armah, Oudh, and Mysore
Resident, Hyderabad
Governor General's Agents for Central
India and Rajpootana
Superintendent of Port Blair
Inspector General of Military Works
Chief Engineer, Punjab Northern (State)
Railway

Engineer in Chief, Indus Valley (State)
Railway
Superintending Engineers, Agra and
Delhi Districts, of the Rajpootana
(State) Railway, Holkar, Neemuch,
Northern Bengal, West Rajpootana
and Agra to Gwalior (State) Railways
Consulting Engineers to the Government
of India for Guaranteed Railways, Cal
cutta, Lahore, and Lucknow

Copy of the fol-
lowing forwarded to
the Local Govern-
ments and Adminis-
trations and other
Officers noted in the
margin, for informa-
tion and guidance

(By order,)
(Signed) P. O'CONNELL, Lieut.-Colonel, R E,
Offg Deputy Secy to the Govt of India

Resolution by the Government of India, Financial Department, dated Simla, 3rd June 1873,
No 721

Read—

A communication from the Public Works Department, (Account—General,) No 257 A—G,
dated the 12th May 1873, forwarding, for consideration and orders, copy of an entry
in the Abstract Proceedings of the Government of Bombay, exempting Local Fund
Committees in that Presidency from the operation of the rule requiring the purchase
of Europe stores through the India Office.

RESOLUTION—The Governor-General in Council observes that the orders
requiring the purchase of stores in Europe through the Secretary of State do
not apply to independent and non-official Corporations, such as Port Fund
Commissioners or Municipalities, but that they do apply to all other local
bodies. The general test should be the origin of the funds to be spent, and
the nature of the control over them vested in the Government. If such funds
are derived from a private source, as an endowment, or from self-imposed
taxation, as in the case of Municipalities, and if the Government has no legal
control over the administering body, it cannot interfere with it, or direct it
to procure stores by any particular channel. But when the funds are obtained
by taxation imposed by the Government, whether such taxation be Imperial,
Provincial, or District, and the action of the administrative body is subject to
control by the Government, as is usually the case with Local Fund Committees,
then the general rule should apply, and purchases in Europe should be made
through the Secretary of State.

ORDER—Ordered, that the foregoing be communicated to the Public
Works Department, and to the several Local Governments and Officers of the
Account Department

*Proceedings of the Madras Government, Public Works Department,
28th July 1873.*

No 442.

ORDER THEREON, 28th July 1873, No. 1,896.

ACCOUNT, No. 27.

COMMUNICATED to District Engineers
and to the Controller of Public Works
Accounts, for information and guidance

(True Extract.)

Colonel, R.E.,
Secretary to Government.

11 July 1873
No 3989
GOVERNMENT OF INDIA

PUBLIC WORKS DEPARTMENT.
ACCOUNT.
General.

To

CIRCULAR No 37 PUBLIC WORKS

Dated SIMLA, June 30, 1873

Received 16th July 1873.

1896
Communicated to District Engineers
and to the Controller of P.W. Accounts for
information and guidance.
J. H. M.

Forwards copy of a Resolution, intimating that the
orders requiring the purchase of stores in Europe
through the Secretary of State do not apply to
independent and non-official corporations, such as
Port Fund Commissioners or Municipalities, but
that they do apply to all other local bodies

2441.42

No 3989
Gt. of 1873 J. J. J.

PUBLIC WORKS.

District Engineer

Dist.

Recd

Encl

G. O. 28 July 1896.

Recd. 441 & 442

Stores. Circular from the
Govt of India forwarding
copy of a Resolution in-
terminating that the orders
requiring the purchase of
stores in Europe through the
Secy of State do not apply
to independent and non-
official corporations, such as
Rd. & Fund Commissioners or
Municipalities, but that

N^o 441. 42

Ex 11