M.R.O. 1—4,002—16 9-48.

(1) Number of pages.

(2) Date of repair.

(3) Initials of the Referencer.

MADRAS RECORD OFFICE

Government of Madras

Public Works DEPARTMENT

G.O. No. 1010-11 (3) Press
B.P. No. Mis.

Dated 21-4- 1876.

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department,
21st April 1876.

No. 306. Read the following letter from Colonel C. H. DICKENS, R.A., Secretary to the Government of India, Public Works Department, (Account—Irrigation), to Major-General G. W. WALKER, R.E., Secretary to the Government of Madras, Public Works Department, Irrigation Branch, dated Fort William, 22nd February 1876, No. 87 A.I. :—

I AM directed to acknowledge receipt of your letters quoted in the margin, requesting sanction to an additional grant of the following sums to provide for expenditure on Ordinary Irrigation for 1875-76 :—

No. 3,635, dated 27th December 1875.
„ 90 A., dated 7th January 1876.

Name of Works.	Works required in connection with Floods.	Other Works.
	RS.	RS.
Extension of Pennair anicut	63,716	...
Raising flood banks south or right bank of Pennair ...	6,700	...
Extension of Pooniar anicut	6,000	...
Restoration of Palar anicut	32,620	...
Madras Water-supply Project	...	17,190
Chembrumbaukum tank do.	...	19,270
Katumylore Anicut Project	...	4,740
Embankments round Polaveram Island	...	15,000
	1,09,036	56,110
Deduct amount for work No. 2 not entered in demand statement	6,700	...
	1,02,336	56,110
Add for establishment at 25 per cent.	25,584	14,027
Total ...	1,27,920	70,137
	1,98,057	

2. Of the above works I am to draw your attention to the case of the Madras Water-supply and Chembrumbaukum Tank Project. It was enjoined* that no expenditure on them should be allowed until the revised estimates for them had been received and sanctioned by the Government of India. But notwithstanding these orders, it would appear that outlay on them has been incurred or authorized to the extent of Rupees 45,462, as noted in the margin. The Governor-General in Council cannot allow the orders issued on the subject to be disregarded, and the Government of India have therefore no alternative but to decline sanction to the additional grant required for these works.

* Paragraph 4 of Madras Irrigation Budget orders for 1875-76.

	RS.
Madras Water-supply	17,100
Chembrumbaukum Tank Project ...	19,270
	36,370
Establishment at 25 per cent. ...	9,092
	45,462

3. The balance of the sum for which funds are required amount to Rs. 1,52,595. Under the exceptional circumstances of the case, the Government of India have been

pleased to allow of the provision of Rupees 1,50,000 entered in the Budget Estimate for 1875-76 for refund from Ordinary to Extraordinary of the outlay incurred from the latter head on the Madras Water-supply and Chembrumbaukum Tank Project being postponed, and the grant applied to provide for the expenditure in question. This arrangement will leave Rupees 2,595 to be provided for, and this may be done by a reappropriation of Budget credits, or if this be not possible, the amount may be returned as authorized excess outlay over grant.

4. The Government of Madras having authorized the expenditure to be incurred, the Government of India have had no alternative but to make the necessary arrangements to provide funds to meet the charge. But I am to ask that the Government of Madras may be moved to issue strict orders for adherence to the rules of the department, which prohibit appropriations being made in excess of allotment or expenditure in excess or without appropriations. The Governor-General in Council feels assured that the Government of Madras will do all that lies in its power to cause these rules to be observed, it being absolutely necessary that this should be done to prevent financial embarrassment. And I am particularly to ask that the Government of Madras will be good enough not to permit of any expenditure being incurred without or in excess of Budget provision without the sanction of the Government of India previously obtained, and that in urgent cases the application may be made by telegram.

5. I am to add that although one of the applications for an additional grant is dated the 27th December 1875, it did not reach the Government of India before the 24th January 1876.

No. 307. ORDER THEREON, 21st April 1876, No. 1,010.

IRRIGATION, No. 19.
Account.

COMMUNICATED to the officers concerned.

2. The Government of India will be again addressed on the subject of the foregoing letter.

(True Extract.)

(Signed) G. W. WALKER, Major-General, R.E.,
Secretary to Government.

To the District Engineer, Godavery.
" " Nellore.
" " Chingleput.
" " South Arcot.
" Chief Engineer for Irrigation.
" Examiner of Public Works Accounts.

Exd. E. C. Shunker.
Spare Copies

PUBLIC WORKS DEPARTMENT,
FORT ST. GEORGE, 21*st April* 1876.

No. 308.

No. 1,011.

FROM

MAJOR-GENERAL G. W. WALKER, R.E.,
Secretary to the Government of Madras,
Public Works Department,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
Public Works Department.

IRRIGATION, No. 20.
Account.

SIR,—I am directed in reply to your letter, No. 87 A.I., of 22nd February 1876, to say that a further letter will be addressed to you on the subject of the adjustment of the amount for Madras Water-supply and Chembrumbaukum Tank Project.

2. The wishes expressed in paragraph 4 as to the observance of the rules which "prohibit appropriation being made in excess of allotment or expenditure in excess or without appropriations" shall be enforced on the attention of the officers concerned.

3. The opinion of the Governor in Council is entirely in accord with that of Government of India on this subject.

4. The Governor in Council concurs also in the expediency of not permitting expenditure being incurred without or in excess of Budget provision without sanction of Government of India previously obtained; but I am to point out that cases have occurred and doubtless will again occur, when for instance important works or property are suddenly endangered, or other emergency arises when immediate action must be taken by local officers or by this Government, and that in such cases the Governor in Council must act as he may deem but for the public interest; even in such cases, however, immediate communication will be made to Government of India.

I have the honor to be,
Sir,
Your most obedient servant,

Colonel,
Offg. Under Secy. to Govt., P.W.D.,
for *Secretary to Government.*

Exd. E. C. Shunker.
Spare Copies

No.

To,

The Secretary to the
Government of India
Public Works Deptt.

Sir,

I am directed in reply
to your letter No. 87 A. I.
of the 22d. February 1876
to state that the wishes
of the Government of India
were attended to so far
as the suspension of all
ordinary work on the
Madras Water Works
and Chembrambaukum
Tank were concerned.
The works specially
authorized by this Govern-
=ment

Government to be carried out were emergent, and the circumstances which gave them this character were explained in the Proceedings and orders on the estimates.-

2 I am also requested to ask whether the instructions conveyed in the latter part of para: 4 of your letter under reply are to be acted upon literally, and I am to point out that the consequences of this ruling are likely to be so grave, that His Grace the Governor in Council naturally hesitates to suppose that His Excellency the Governor General in Council desires that the execution of

Last substitute sent by Post

The orders now conveyed to this Govt will be carefully attended to, but I am desired to bring to notice that there are cases of extreme emergency, such as when important Irrigation works are in danger from floods & storms - when the action to be taken must rest, as at present, with the local Officers, sometimes on their own responsibility and sometimes after telegraphic reference to the Head Quarters of the Govt, or in some cases after telegraphic reference to the Secretary of State. His Grace in Council does not understand that the remarks in the latter part of para 4 of your letter can refer to these cases. - It would be extremely impossible to embarrass officers of the Public Works Dept in critical circumstances by the fear that their action however [illegible] & opportune would be disallowed in consequence of a strict rule, beneficial under ordinary circumstances, but disregarded however by the Head of the Govt present [illegible] of obtaining the sanction of the Govt of India, together with the full of Irrigation, together with the [illegible] in cases of pressing emergency which may [illegible] of emergent works shall in all cases be postponed until the sanction of the Government of India has been obtained. It has hitherto been considered the duty of this Government to act on all occasions of emergency as was deemed best for the public interest, and besides this it has been deemed the duty of officers in charge of important irrigation works to act at once in like cases, to the best of their judgment, for the purpose of limiting the effects upon the works and revenue of accidents from floods or other causes, or for the prevention if possible of such accidents when imminent

imminent. Under such circumstances it has been expected of all officers responsible for the safety of irrigation works that they would act promptly and vigorously with the conviction that their action would, if judicious, be fully approved and this action would have been expected without any reference whatever to questions relating to the adjustment of expenditure and the provision of funds under Budget or other rules. To put a case which may occur at any time. If the Godavery, the Kistna or the Cauvery Anicut* be in danger or if an accident have unfortunately occurred is all action to be suspended until the Government of India have provided funds. The results of any such delay might and probably would be disastrous and a cause of infinitely greater financial embarassment than the expenditure of money which may not at the moment be at the disposal of this Government.

3 I am to say that His Grace in Council is desirous of ensuring conformity to the orders of the Government of India on the limit of expenditure to the grants regularly made available, but it is presumed that those orders cannot be meant to exclude all exceptions. The important Irrigation works which are in

* Upper Coleroon

in existence, and upon which great interests public and private depend, should, it is believed, be maintained, and restored when acci-
-dent ~~have rendered~~ rendered restoration neces-
-sary, without hesitation. Such works come under entirely different considera-
-tions to those affecting works which are only yet to be carried out and which may, however desirable in themselves, be postponed for a longer or shorter period.-

4 The extent to which Government may have the power of providing for emergent works by reap-
-propriation is, I am to point out, dependent upon; first the amount originally granted for the year under Ordinary, and 2nd upon the circumstance-
-mains unexpended at the time the emergency arises. I am to remark that, as has been on several occasions stated to the Government of India, the Ordinary grant of 1875-76 left no opportunity for re-appropriations, and un-
-less the grant for future years be largely aug-
-mented or a reserve pro-
-vided, the instructions of the Government of India as contained in your letter under reply will, if unmodified, be likely to lead to grave embaras-
-ment and serious loss.-

Ly. 25/3

G.O. 7 Jany 76 No 45 &
" 5 Do Do No 30
" 27 Dec 75 No 3634 & 3635
" 3rd Sept 75 No 2374
" 11 Augt 75 No 2322
" 10 July 75 No 1947
" 21st June 75 No 1739
" 1st May 75 No 1228
" Do Do Do No 1227

Mysl Book 13-4-76
R 24-4-76
Cir 31-3-76

No. 87 A. 1

GOVERNMENT OF INDIA.

All communications should be addressed to the Secretary.

PUBLIC WORKS DEPARTMENT.

ACCOUNT.

Irrigation

To

The Secretary to the Government of Madras,

Public Works Department.

Irrigation Branch.

Fort William 11th February 1876.

Sir,

I am directed to acknowledge receipt of your letters quoted in the margin requesting sanction to an additional grant of the following sums to provide for Expenditure on Ordinary Irrigation for 1875-76.

No 3635 & 27 Dec 1875
90 A & 7 Jany 1876

Name of Works.	Works required in connection with floods	Other works
	₹	₹
Extension of Pennair Anicut	63,716	"
Raising flood banks south or right bank of Pennair	6,700	"
Extension of Poonian Anicut	6,000	"
Restoration of Palar Anicut	32,620	"
Madras Water Supply Project	"	17,100
Chembrumbaukkum Tank	"	19,270
Katumyloor Anicut Project	"	4,740
Embankments round Palaveram Island	"	15,000
	1,09,036	56,110
Deduct amount for work No 2 not entered in demand Statement	6,700	"
	1,02,336	56,110
Add for Establishment at 25 per cent	25,584	14,027
Total	127,920	70,137
	198,057	

2. Of the above works I am to draw your attention to the case of the Madras Water supply and Chembrumbaukkum Tank Project. It was enjoined that

Para 4 of Madras Irrigation Budget orders for 1875-76.

that no expenditure on them should be allowed until the revised Estimates for them had been received and sanctioned by the Government of India. But notwithstanding these orders it would appear that outlay on them has been incurred & authorised to the extent of ₹ 45,462 as noted in the margin. The Governor General in Council cannot allow the orders issued on the subject to be disregarded, and the Government of India have therefore no alternative but to decline sanction to the additional grant required for these works.

Madras Water Supply	17,100
Chembrumbaukkum Tank Project	19,270
	36,370
Establishment at 25 per cent	9,092
	45,462

3. The balance of the sum for which funds are required amounts to ₹ 152,595. Under the exceptional circumstances of the case the Government of India have been pleased to allow of the provision of ₹ 150,000 entered in the Budget Estimate for 1875-76 for refund from Ordinary to Extraordinary of the outlay

outlay incurred from the latter head on the Madras Water Supply and Chembrumbaukum Tank Project being postponed, and the grant applied to provide for the Expenditure in question. This arrangement will leave £25,95[illegible] to be provided for, and this may be done by a re-appropriation of budget Credits, or if this be not possible, the amount may be returned as unauthorized excess outlay over grant.

4. The Government of Madras having authorized the Expenditure, to be incurred the Government of India have had no alternative but to make the necessary arrangements to provide funds to meet the charge. But I am to add that the Government of Madras may be moved to issue strict orders for adherence to the rules of the department which prohibit appropriations being made in excess of allotment or expenditure in excess of sanctioned appropria-

-tions. The Governor General in Council feels assured that the Government of Madras will do all that lies in its power to cause these rules to be observed, it being absolutely necessary that this should be done to prevent financial embarrassment. And I am particularly to ask that the Government of Madras will be good enough not to permit of any expenditure being incurred without or in excess of budget provision without the sanction of the Government of India previously obtained, and that in urgent cases, the application may be made by telegram.—

5. I am to add that although one of the applications for an additional grant is dated the 27th December 1875, it did not reach the Government of India before the 24th January 1876.

I have the honor to be,
Sir,
Your most obedient Servant,
Coll R.A.
C. Wicken
Secretary to the Govt of India

410

FORMER CASES.

Current No. of 187

" "

" "

" "

" "

LATER CASES.

Current No. of 187

" "

" "

" "

P. W. 1876 Dept.

M. WORKS FORM No. 3.

Current No. 1497

From

The Govt. of India

No. 874 A
Dated 22nd February 1876.
Recd. 28th

Subject:—

Remarks on application for an additional Grant for expenditure on Ordinary Irrigation for 1875/76.

ENCLOSURES.

From to

" "

" "

" "

Orders and Proceedings in file.

Department.	No.	Date.	ENDORSEMENTS. Department.	No.	Dated.
P.W.D	1223	3/5/76			
"	1228				
"	1739	21/6/76			
"	1947	10/7/76			
"	2322	11/8/76			
"	2674	3/9/76			
"	3634	27/12/76			
"	3635				
"	30	5/1/76			
"	1504	7/1/76			

No 306

Cir - 19-4-76 Mar 21.4.76
P.L. Draft & ack
R 24-4-76
Cir 31-3-76.

Draft
No 1010 dated Public Works Dept.
21 5

Proceedings of the Madras Government
Under date the 21 April 76
Read the following

From The Govt. of India (H.E. No 87 A.S. dy 22nd Feby 1876)

Communicated to the Officers concerned.-

2. The Government of India will be again addressed on the subject of the foregoing letter.-

Ly. 25/3

To The Dist Engrs Godavery, Nellore & Chingleput & South Arcot.
Chief Engr for Irrigation
Ex. Engr. P.W. accounts

45
5

21 Apl 76.
No 1011

To: Secy. G.I.
P. W. Dept.

Sir I am directed in reply
to your letter 878 A. I. C.
22 Mr. 1876. to say
that a further letter will
be addressed to you on
the subjects of the accounts sent
to this office and for Quadras
W. Supply & Chemb. Tank
Project.—

The orders expressed in
Para 4. of the Secretary of State
as to the limitation of the
orders which can be given
being made in excess of allotments
& expend. in excess of
estimates & appropriations" shall
be enforced in this office
& other offices concerned—
The opinion of the Law. M.
C. is retd herewith

31-3-76.

13-4-76.

that U.S.J.S. in this subject.

~~Both expenses of Board~~
~~Expenses of the Legislature~~
The Provincial Congress also
in the expediency of not
permitting ~~any~~ expenditure
being incurred
without or in excess of
Budget provision - unless
Sanction of H.M. Provincial
obtains - but Secretary
points out that cases may arise
occurred - should this arise
again occur - when for instance
in ~~the~~ important ~~Units~~ ~~are~~ in quality
suddenly endangered
or other emergency arises
in which
when action must be
taken ~~solely~~ by Local Govt
or of this Government -
that in such case the
H.S. in Council act as they
may deem best for the
Public interest - Even in
such cases Reports to be made
to Provincial Council
of H.M.S. No. 306-308
Share

Dated 4/7/15

1497

Govt. of Madras.

PUBLIC WORKS.

To

The D. C. Godavery

Dated

Issued

Regd

Encl

G. O. 21st April 1876 No. 1010

1011

306/C

No.

Secretary to Govt

Irrigation Letter from the Govt of India offering certain remarks on application for an additional grant for expenditure on ordinary Irrigation for 1875/76, and to the Officers concerned.

---do 1/P

Intimating ~~that~~ in reply to letter No. 87 A I of 22nd Feby/76 that a further letter will be addressed on the subject of the adjustment of the amount for Madras Water Supply & Chembrambakkam Tank Project ——

---do Idem ——