

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

12th December 1879, No. 3,190 W.

General.  
Establishment.

Read the following paper :—

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THE following is forwarded to the Local Governments and Administrations and officers marginally noted for information and guidance.

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(By order.)

(Signed) J. S. TREVOR, Major-General, R.E.,  
Dy. Secy. to the Govt. of India.

Pay and Allowance.  
Travelling allowances.

No. 3,302, dated 15th October 1879.

RESOLUTION—By the Government of India, Department of Finance and Commerce.  
The Governor-General in Council is pleased to empower Local Governments and Administrations, and Heads of Departments under the Government of India, to sanction, upon the following conditions, in exceptional cases, special travelling allowances in excess of the allowances admissible by rule :—

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- III.—From the nature of the case, therefore, the orders of the Local Government or Head of Department are not to have the weight of a rule or precedent, and must not be so treated. If a Local Government desires to create any rule or precedent, the sanction of the Governor-General in Council must be obtained.

IV.—The allowance should not be so calculated as to constitute a reward or profit, and therefore should never, designedly, exceed the cost of the actual locomotion of the officer and a reasonable following of personal attendants. The Government does not pay for the hotel accommodation or commissariat of its servants when journeying on public duty, or, ordinarily, for the journeys of their families. If the circumstances seem to require any provision of this kind, they must be met by a deputation or other special allowance which, usually, requires the sanction of the Government of India.

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VII.—If the Accountant-General, or Examiner of Public Works Accounts, or Chief Departmental Account Officer considers that the proceedings of the Local Government or Head of Department, in any particular case, should be reviewed by the Government of India, the Local Government or Head of Department shall be bound to forward them for the perusal of the Governor-General in Council. In such case, the papers may, usually, be sent in original.

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To the Secretary to the Government of Madras, Public Works Department.

ORDER THEREON, 12th December 1879, No. 3,190 W.

COMMUNICATED to the Officers of the Department.

(True Extract.)

(Signed) R. H. SANKEY, Colonel, R.E.,  
Secretary to Govt., P.W.D.

To the Officers of the Department.  
" Secretary, Public Works Code Committee.

Exd. S. T. Austin.  
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4. It will be the duty of the Accountant-General, or Examiner of Public Works Accounts, or Chief Departmental Account Officer to exercise the check entrusted to him by Rule VII, whenever he considers that the orders of a Local Government or Head of Department involve any transgression of these principles; otherwise, he should not require any references of the Governor-General in Council without substantial reasons, or merely because, as a matter of discretion, he, personally, may not approve the orders of the Local Government or Head of Department.

To the Secretary to the Government of Madras, Public Works Department.

ORDER THEREON, 12th December 1879, No. 3,190 W.

COMMUNICATED to the Officers of the Department.

(True Extract.)

(Signed) R. H. SANKEY, Colonel, R.E.,  
Secretary to Govt., P.W.D.

To the Officers of the Department.  
„ Secretary, Public Works Code Committee.

Exd. S. T. Austin.  
Spare Copies

GOVERNMENT OF MADRAS.  
PUBLIC WORKS DEPARTMENT.

12th December 1879, No. 3,190 W.

General.  
Establishment.

Read the following paper :—

Circular of the Government of India in the Public Works Department, (Establishment—General,) dated Simla, 26th November 1879, No. 82 P.W.

The Governments of Madras, Bombay and Bengal, in the Public Works Department, General, Irrigation and Railway Branches.  
The Government of the North-western Provinces and Oudh, in the Public Works Department, Buildings and Roads and Irrigation Branches.  
The Government of the Punjab, in the Public Works Department, General and Irrigation Branches.  
The Chief Commissioners, Central Provinces, British Burmah and Assam.  
The Resident, Hyderabad.  
The Agents to the Governor-General for Central India, Rajputana and Biluchistan.  
The Superintendent of Port Blair and Chief Commissioner, Andaman and Nicobar Islands.  
The Accountant-General, Public Works Department.  
The Inspector-General of Military Works.  
The Director-General of Railways.  
The Consulting Engineers to the Government of India for Guaranteed Railways, Calcutta, Lahore and Lucknow.  
The Director-General of Telegraphs in India.  
The Director-in-Chief, Indo-European Telegraph.  
The Director, Persian Telegraph.  
The Deputy Director, Persian Gulf Telegraph.

THE following is forwarded to the Local Governments and Administrations and officers marginally noted for information and guidance.

Also to the Foreign Department for communication to the Chief Commissioner, Mysore.

(By order.)

(Signed) J. S. TREVOR, Major-General, R.E.,  
Dy. Secy. to the Govt. of India.

Pay and Allowance.  
Travelling allowances.

No. 3,302, dated 15th October 1879.

RESOLUTION—By the Government of India, Department of Finance and Commerce.

The Governor-General in Council is pleased to empower Local Governments and Administrations, and Heads of Departments under the Government of India, to sanction, upon the following conditions, in exceptional cases, special travelling allowances in excess of the allowances admissible by rule :—

- I.—The occasion must be special, such as, in the opinion of the Local Government or Head of Department, was not contemplated, and is not provided for by any existing rule.
- II.—The occasion must be temporary; if any permanent or recurring circumstances are discovered for which, in the opinion of a Local Government or Head of Department, adequate or proper provision is not contained in any existing rule, an appropriate rule should be proposed for the sanction of the Governor-General in Council.
- III.—From the nature of the case, therefore, the orders of the Local Government or Head of Department are not to have the weight of a rule or precedent, and must not be so treated. If a Local Government desires to create any rule or precedent, the sanction of the Governor-General in Council must be obtained.

For Heads of Departments only.

Circular No. 82 Public Works.  
GOVERNMENT OF INDIA.  
PUBLIC WORKS DEPARTMENT.  
ESTABLISHMENT.  
General.

Simla, November 26, 1879.

The Governments of Madras, Bombay and Bengal, in the Public Works Department, General, Irrigation and Railway Branches.  
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The Government of the Punjab, in the Public Works Department, General and Irrigation Branches.  
The Chief Commissioners, Central Provinces, British Burmah and Assam.  
The Resident, Hyderabad.  
The Agents to the Governor-General for Central India, Rajputana and Biluchistan.  
The Superintendent of Port Blair and Chief Commissioner, Andaman and Nicobar Islands.  
The Accountant General, Public Works Department.  
The Inspector General of Military Works.  
The Director General of Railways.  
The Consulting Engineers to the Government of India for Guaranteed Railways, Calcutta, Lahore and Lucknow.  
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- IV.—The allowance should not be so calculated as to constitute a reward or profit, and therefore should never, designedly, exceed the cost of the actual locomotion of the officer and a reasonable following of personal attendants. The Government does

*To The Under Secy to the Govt of Madras  
P. S. M. Srinivasiah  
Specie copies will follow*

not pay for the hotel accommodation or commissariat of its servants when journeying on public duty, or, ordinarily, for the journeys of their families. If the circumstances seem to require any provision of this kind, they must be met by a deputation or other special allowance which, usually, requires the sanction of the Government of India.

V.—The Accountant General, or, in the Public Works Department, the Examiner of Public Works Accounts, or, in the case of a Head of Department, the Chief Departmental Account Officer, should invariably be consulted before the allowance is fixed.

VI.—The allowance should conform, as far as possible, to the principles and analogies, of the General Rules, from which no departure should be permitted, lightly or without obvious necessity. No allowance must be granted in contravention of any rule.

VII.—If the Accountant General, or Examiner of Public Works Accounts, or Chief Departmental Account Officer considers that the proceedings of the Local Government or Head of Department, in any particular case, should be reviewed by the Government of India, the Local Government or Head of Department shall be bound to forward them for the perusal of the Governor General in Council. In such case, the papers may, usually, be sent in original.

2. The object of these orders is to relieve the Local Governments and Heads of Departments and the Supreme Government from routine correspondence, and facilitate the despatch of business. In giving effect to them, Local Governments and Heads of Departments should bear in mind that the intention is not that Local Governments and Heads of Departments should legislate, independently, on matters upon which it is, for obvious reasons, important, that the Rules of the Administration should be, as far as possible, uniform, but that they should forego references to the Supreme Government, which, though giving trouble and taking time, it may reasonably be assumed would, as a rule, result in the sanction of the proposal of the Local Government or Head of Department.

3. In short, in giving effect to this Resolution, Local Governments and Heads of Departments should consider themselves to be the Agents of the Governor General in Council specially empowered to expound on his behalf what experience tells them would be his decision, and not authorised to make any concessions which they do not feel confident that the Governor General in Council would approve.

4. It will be the duty of the Accountant General, or Examiner of Public Works Accounts, or Chief Departmental Account Officer to exercise the check ent<sup>ed</sup> to him by Rule VII, whenever he considers that the orders of a Local Government or Head of Department involve any transgression of these principles; otherwise, he should not require any references of the Governor General in Council without substantial reasons, or merely because, as a matter of discretion, he, personally, may not approve the orders of the Local Government or Head of Department.

GOVERNMENT OF INDIA.  
PUBLIC WORKS DEPARTMENT.  
ESTABLISHMENT.  
General.

To

Circular No. 82 Public Works.

Dated SIMLA, November 26, 1879.

Received

*Mis: N<sup>o</sup> 3190 Wa/12<sup>th</sup> Decr. 79*

*Communicated to the off  
of the Dept<sup>y</sup> -  
(Sig<sup>y</sup>) JP*

*Officers of the Dept<sup>y</sup>  
Sug. P.W. Code Committee.*

Delegation of power to Local Governments and Administrations, and Heads of Departments under the Government of India, to sanction, under conditions specified, special travelling allowances in excess of those admissible by rule.

*Copy to P.W.D.  
20/5/38 Bg*

For Heads of Departments only.

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PUBLIC WORKS DEPARTMENT.  
ESTABLISHMENT.  
General.

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The Deputy Director, Persian Gulf Telegraph.

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By order,

*L. S. Gurn*

Major General, R.E.,

Depy. Secy. to the Govt. of India.

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*To the Secy to the Govt of Madras  
R. S. Gurn*

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300079

No. 8610

GOVERNMENT OF INDIA.  
PUBLIC WORKS DEPARTMENT.  
ESTABLISHMENT.  
General.

To

Mis A 23190 of 12 December 79

Circular No. 82 Public Works.  
Dated SIMLA, November 26, 1879.  
Received

Delegation of power to Local Governments and Administrations, and Heads of Departments under the Government of India, to sanction, under conditions specified, special travelling allowances in excess of those admissible by rule.

Govt. C. B. Press, Simla.—No. 515, P. W. D.—20-11-79—633.

No 3190w

P. W. Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 12 Decr 79

READ the following

From the Govt of India (H E No 82 of 26 Nov 79)

Communicated  
to the Officers of the  
Department.

S. 12

Supy Engrs  
Chief Engrs from  
their own sect  
Consgr Engrs for Rys  
Engr Ry Sects.  
Consgr Architect to Govt  
Suptt Madras R as board  
Genl Suptt CIV Works.

Officers of the Dept ✓ copy sent to Ex. 13/12/79  
Secy. P.W. Code Committee ✓

Done ✓  
3.12  
7-1-80.

20/5/28. Pub

✓ 1879

2  
This No 3190 2/9/12. Dec 1912

259-260

SC note received

SC note received