

C. No. 322.

Isr.

Please see para 420 B
of the Code in this
connection.

R.S.

19-1.

W. Although not -
"entitled" to Compensation
vide para 420 B. of
the Code. Govt. may
possibly consider the
application favorably.



20.1.82

C. A. W.

Circulate for order
at the same time
drawing attention to
para 420 B

20/1/82 Att

Read the following:—

From the Superintendent Madras Harbour Works
No 8310 dated 18th January 1882.

FOR ORDERS.

Although not entitled
to compensation, Govern-
ment may perhaps be
disposed to view the
application favorably.
Para 420 B of the M.
Code reads as follows:—

"No Public Officer is
entitled to compensa-
tion for loss of pro-
perty caused by an
accident of any kind,
merely because such
accident may have
happened to him
while he was em-
ployed in the ser-
vice of —" The

Certainly I will
Sanction *[Signature]*

the state -

The Hon W. H. D. D. D.

FOR ORDERS.

W. H. D. D. D.
Secy to Govt P.W.D.

R.S.

No. 83/W

FROM

THE SUPERINTENDENT,
MADRAS HARBOUR WORKS,

TO

Colonel R. H. Sankey C.B. R.E.
Secretary to Government P.W.D.

MADRAS, January 18th 1882.

Sir,

I have the honor to report that when the
barges "Hobart" and "Salisbury" foundered on November
12th 1881 Mr. Boteler, the Covenanted Foreman for
the mooring operations, lost a considerable amount
of useful property which he was in the habit
of keeping on board so as to be less under necessity
of coming ashore.

2 The following is a list of the articles lost

1 Pair Binocular Glasses (new)	£ 3
3 Suits of light clothes	£ 7
1 Silver Watch 5 years old	£ 5
3 Hats + 3 pair of boots.	£ 2
In money + postage stamps	Rs 9.

3 The total value in Indian money may be placed
at Rupees 190.

4 He has in a most respectful manner asked
whether I consider he should bear this loss, occasioned
as it was by no fault or indiscretion of his, but
rather by his desire to keep as diligently to his
post as possible - I ventured to suggest that I believed

Government

Government might be disposed to consider the
claim favorably, and I therefore now lay it
before you for consideration. -

I have the honor to be
Sir

Your most Obedient Servant

J. H. Mowgood.
Superintendent
M. Harbour Works.

P. W. C. No 322
Buildings + Roads

From
The Superintendent
Madras Harbor Works

dated 18 Jan'y 1882
Recd. 19 -

Mr. Boates

Submits claim of - for
loss of property on the board
the S^t. Hopper barge "Hobart"
Salisbury

Recd. 15/2 1882

N^o 220 W.

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 26th January 1882
Read the following:—

From the Supt. M. H. Works No. 835 of 18 Jan'y 82

Under the special
circumstances of the
case, the Govt. sanction
the grant to Mr. Boates
of compensation to the
extent of Rs 190. for
losses sustained by
him on the occasion
of the foundering of
the barges Hobart &
Salisbury.

Supt M. H. Works
San N. W. A. Depd
26/1/82

Cy
25.1.82

All communications
should be addressed
to the Secretary.

No. 1366 G.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

GENERAL.

To,

The Secretary to the Government of Madras,
Public Works Department,

Simla, 28th October, 1881.

Sir,

In reply to your letter No. 2357 W of
23rd September 1881, on the subject of the refund
of the increase of pay of the Deputy Chief
Engineers sanctioned by the Government of
Madras, I am directed to point out that on
the refusal of the Government of India, under
date 17th September 1880, to confirm the action
of the Local Government in this matter the
allowance should have been immediately
stopped. —

2. On further consideration and in
view of the hardship such a measure would
inflict on the individual Officers concerned
the Government of India will not now

B. No. 220 W of 26 January 1882.

Encl. in Receipt Repr.

R. C. 15/2

insist on a refund of the amounts already paid. It is however to be understood that this concession is an exceptional one which is not to be quoted as a precedent for permitting Officers who have drawn allowances unsanctioned by competent authority to retain such overpayments.

3. The Madras Government has already been told in Government of India Finance Department No. 1527 dated 4th July 1881, that the practice adopted by it of first sanctioning allowances not admissible under rule and then asking for confirmation of its sanction, must cease and from now to request that it may be considered a rule that hereafter no allowances, not admissible under the financial rules in force, are to be passed to Officers without the special previous sanction of the Govt. of India. —

No. 2357 W. 23-9-81 I have the honor to be,
Sir,

Your Most Obedt. Servant

M. Barr Colonel R. E.
Offg. Secretary to the Govt.
of India

From the Offg. Secretary to the
Government of India, P.W. Depart-
ment, No 1366 G. of India 28th Oct 81.

FOR ORDERS.

Col. Sankey Col R.E.

Secy. to Govt.
P.W. Department

Suppose I must
be furnished with copy
of paras 1 & 2.

The above ought 5th Nov 81.

But have continued
the same after 8th
of Nov 81. I thought
that I had drawn in money
of no request for refund
+ compliance with the
order 5 - M.

R.S.

The Hon W. A. H. ...

FOR ORDERS.

6383

B. N. 2791, May 10th Nov. 1881.

Paragraphs 1 & 2
of the above letter
communicated to
the Examiner Public
Works Accounts.

Att

7/11/81

Entd. in Receipt Regr
Indexed 11/11

To the Ex. P. W. A. with a copy
extract paras 1 & 2. 10-11-81

TO

AS THE ORDERS OF THIS

GOVERNMENT ARE OPPOSED TO THE

EXISTING ORDERS OF THE GOVERNMENT

OF INDIA ON THE SUBJECT, I RESPECT-

FULLY BEG TO SUGGEST THAT THE

CONFIRMATION OF THE LATTER BE

OBTAINED TO THE PROCEEDINGS CONTAIN-

ED IN G.O. NO. 220 W, DATED 26TH.

JANUARY 1882.

W. A. H.

C. H. S.

8/12/81

Dec 15/2/82

GOVT.
OF MADRAS.

1887-82

{ P. W.
DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 6th FEBRUARY 1882.

OFFICE NOTE No. 1099.

To

THE GRANT OF THE COMPENSA-

TION OF RS. 190 SANCTIONED TO MR.

BOTTLER IN G.O. NO. 220 W. DATED 26TH.

JANUARY 1882 APPEARS OPPOSED TO

PARA 420 B. OF THE P. W. CODE AND TO

GOVERNMENT OF INDIA CIRCULAR NO.

XXI DATED 21ST. MAY 1880.

2. I BEG TO SUGGEST A RECONSIDERA-

TION OF THE ORDERS.

KEEP WITH

Genl. No.

dated

18

+ Same as the Code rule.

802

Mr. 143.D. 4/8/82
C. R. 1052/82 5th Feb 1882

The case is so exceptional that I am not prepared to recommend its remission to Government.

Att

7/2/82

P. W. DEPARTMENT.

Read the following:—

Office Note from the Examiner P.W. Accounts
No. 1099 of 6th Feby: 1882.
Do from the Secy. P.W. Dept. No. 143.D. 4/8th Feby 82
Do from the Examr. P.W. Accounts No. 11344 13th Feby 82.

FOR ORDERS.

Circulated for
Orders with reference
to orders objected to
by the Examiner.

+ G.O. 220 W. d/26 Jan: 82.

Send Rs. 28.5. for
comp. Explaining
that Mr. Botcher is a
working man on a
special job for
Leves sent out from
home. & that he barely
escaped with life.
Coloured Rb. Secy. to Govt. P.W. Dept.
R.S.

FOR ORDERS.

The Hon W. H. D. S. S. S.

No 468 W.

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 21st Feb 1882.
Read the following:—

Office note from the Genl P.W.D. 143. W. 1099 of 16 Feb 1882
" " to do " " 143 D of 8th " " "
" " from do " " 11321 of 13th " " "

To the Genl P.W.D.
except 21-2-82

Ordered that the
Genl. of India be addressed.
H.C. W. 469 W of 21 Feb 1882
To the Secy to the S. of S. P.W.D.
Sir,

I am directed to
forward, for the con-
firmation of the Govt.
of India, the accompa-
nying copy of the Pros.
of this Govt. No 220 W of
26 Jan 1882, sanctioning
the grant, as a special
case, to Mr. Boteler,
Mooring's Foreman, Madras.

Ar 15/2/82 R/S

W

Harbor Works, of compensation to the extent of Rs 190 for losses sustained by him on the occasion of the foundering of the barges Hobart & Salisbury in November last.

2. In according the sanction, this Govt. did not lose sight of Govt. of India Circular No XXI P.W. 721: May 1880, but I am to explain that the case was most exceptional, Mr Boteler being a working man, on a special job, for which he was sent out from England, & having barely escaped with life on the occasion of the recent cyclone.

B. No 468 W of 21 Feb 1882
469

Despts of Malacca
21-2-82


18.2.82

GO 1485 W. 25.1.80.
220 W. 26.1.82.

1028/2

No 132.
Government of India
Department of Finance and Commerce.

To
The Secretary to the Govt. of Madras,
Public Works Department.

Simla, the 11th April 1882.

Sir,

In reply to your letter to the Public Works Department No 469 W. dated the 21st February last, I am directed to say that His Excellency the Governor General in Council confirms the sanction accorded by the Government of Madras, as a special case, to the grant to Mr. Boteler, Moorings Foreman, Madras Harbour Works, of a sum of Rs. 190 as compensation for losses sustained by him in consequence of the foundering of the barges Hobart and Salisbury during the cyclone at Madras in November last.

2. I am at the same time to invite your attention to paragraph 2 of the order from this Department, No 1527 of 1881.

No 2496

11th July last, in which it was requested -
 that the practice of sanctioning expenditure
 in anticipation and afterwards soliciting
 the confirmation of the Government of India Recd 21 April
 might in future be carefully restricted to
 cases the real urgency of which required
 immediate action; and to observe that
 there does not appear to have been any
 such urgency in the present case -

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

402468-9W. 21.2.82 B
 220W. 26.1.82 B
 1485W. 25.6.80 B
 2791W. 10.11.81 B

R. Hamilton

Offg. Asst Secy to the Govt of India.

Copy of the correspondence forwarded to the
 P.W. Department and to the Accountant
 General, Madras, for information. No 1031 W 26 April 82

B Para 1 of the fore-
 going letter communicated
 to the Secy P.W.D. with
 reference to P.L. No 468W of
 21 July 1882.
 C₄
 Secy P.W.D. 24.4.82
 recd 24.4.82

401480
 220W
 1028/2
 Mr Repr. 10/5