

22-9-93

No 298. E. 22-6-82.

F. W. Mdy (1882) Sept.

No 7038

M.C. No 8438

Fort St. George
8 December 1882.

From

The Dr. Mr. General

No 6600 Transferred to the
Public Works Department
and the referred papers
returned.

To

The Secy. to Govt.

Mdy. Dept.

Colonel
Ag. Secretary to Govt.

Dated 7 } December

Recd. 8 }
9/12/82

Encls: 2

No 3284 x 9/12 Dec 82
Recorded, and
Communicated to the
Supg Engr, Fort St. George
for information.

No 3284 x 9/12-12-82

No 9956

9.12.82

States that the Commander in-
chief will address Government
on the general question of the
powers of Military Authorities
in regard to carrying out measures
requisite for the health of troops at
Berkham-pore and other stations
similarly situated on His Excellency's
return to Madras in January 1883

To The Supg Engr, Fort St. George
Sept 12-12-82

With order
Dated in receipt Rev

28TH NOVEMBER 1882, No. 1990, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Read—the following paper:—

Extract from the Proceedings of the Government of India in the Home Depart-
ment (Public), dated Simla, 8th November 1882, No. 49—1741-1807.

Read—

Circular letter to all Local Governments and Administrations from the Govern-
ment of India in the Legislative Department, No. 1030 to 1040, dated 8th
September 1882.

Resolution—

In the circular letter above read Local Governments and Administrations were
addressed on the subject of the possibility of giving greater publicity to measures
which may from time to time be under the consideration of the Legislature before they
are passed into law, and certain suggestions were made with a view to effect this
object. In addition, however, to legislative measures properly so called, there is
another important class of legislation which frequently affects the interests of the
public to a greater or less extent, viz., that which takes the form of rules, regulations,
or notifications having the force of law and issued by the executive authorities by
virtue of powers conferred upon them under the provisions of some Act of the Legisla-
ture. In regard to these rules it appears to the Governor-General in Council doubtful
whether sufficient efforts are in all cases made at present to elicit an expression of
public opinion before they are brought into force, and some measure seems to be
required whereby greater publicity may be given to the drafts of such rules.

2. In order to attain this end, His Excellency in Council considers that the
ordinary procedure to be followed should be that any rules, regulations, or notifications
which affect the outside public should, before being issued by Local Governments or
Administrations, or in cases in which the previous approval or sanction of the Governor-
General in Council is necessary, before submission to the Government of India, be
published with a view to ascertain whether any valid objections can be taken thereto.
Such publication might be effected in the Local Official Gazettes and in one or two
local newspapers (if any exist), English or Vernacular, which circulate among the
classes of persons whom the proposed rules are likely to affect. A similar course
might, in the opinion of the Government of India, be adopted with advantage in the
case of many rules or notifications affecting the outside public which it is proposed to
issue, not under any Act or Regulation, but as executive orders. The practice which
prevails in England under the Public Health Act, 1875 (38 and 39 Vic., Cap. 55), is
described in Section 184 of that Act, a copy of which is appended to this Resolution.
There may be some classes of rules which it is inexpedient or impracticable to publish
before issue, but these will probably be found not to be numerous.

3. When any rules, regulations, or notifications of the classes referred to in this
Resolution are submitted for the sanction of the Governor-General in Council, it
should invariably be stated whether they have been published in accordance with the
instructions now issued. If they have been so published, the result of such publication
should be described; and, if they have not been published, the reasons for non-publi-
cation should be fully explained.

ENCLOSURE.

Section 184 of 38 and 39 Vic., Cap. 55.

184. Bye-laws made by a local authority under this Act shall not take effect unless and until they have been submitted to, and confirmed by, the Local Government Board, which Board is hereby empowered to allow or disallow the same as it may think proper, nor shall any such bye-laws be confirmed—

Unless notice of intention to apply for confirmation of the same has been given in one or more of the local newspapers circulated within the district to which such bye-laws relate one month at least before the making of such application; and

Unless for one month at least before any such application a copy of the proposed bye-laws has been kept at the office of the local authority, and has been open during office-hours thereat to the inspection of the rate-payers of the district to which such bye-laws relate without fee or reward.

The clerk of the local authority shall, on the application of any such rate-payer, furnish him with a copy of such proposed bye-laws or any part thereof on payment of sixpence for every hundred words contained in such copy.

A bye-law required to be confirmed by the Local Government Board shall not require confirmation, allowance, or approval by any other authority.

Order—

Madras.
Bombay.
Bengal.
N.W.P. and Oudh.
Punjab.

Central Provinces.
British Burma.
Coorg.
Assam.
Hyderabad.

Ordered that the foregoing Resolution be forwarded to the Local Governments and Administrations noted on the margin and to all departments of the Government of India for information and guidance.

(True Extract.)

(Signed) A. MACKENZIE,
Secy. to the Govt. of India.

To the Secretary to the Government of Madras.

ORDER—dated 28th November 1882, No. 1990, Judicial.

Communicated to the Legislative Department and the Departments of the Secretariat for guidance.

(True Extract.)

C. G. MASTER,
Chief Secretary.

To the Legislative Department.
„ Secretariat Departments.

Exd. J. W. Fischer.

Govt. of 1882 Madras.

JUDICIAL.

Issued

Recd.

Encl.

G.O., 28th November 1882, No. 1990.

NOVEMBER.

Legislation.

Communicating for guidance Resolution of the Government of India directing the publication in newspapers, &c., before issue of rules, regulations, or notifications which affect the outside public, with a view to ascertain whether any valid objections can be taken thereto.

B. No. 3271 Wap. Dec. 1882

Recorded

(S.) RT

CE for J.

CE for Rys.

NOTES.

REFERENCE TO MADRAS P. W. D. CODE.

CHAPTER XIV.—PARAS. 1829 TO 1832.

1. The object of this Return is to place before Government an analysis of all shortcomings in matters of financial regularity in the operations of each month with a view to their being remedied. It should be submitted to Government on the first day of the third month succeeding that to which the accounts relate.

2. There should be a separate statement for each separate Fund—Imperial, Provincial, Local, and Irrigation.

3. The Provincial statement will be posted from the Divisional Statements of Objectionable Expenditure. The statement need not be delayed in order to embody the remarks of the Superintending Engineer if these do not reach the Examiner's Office in time. It is desirable, however, that the Superintending Engineer's opinion should be recorded as far as may be practicable, and, in order to ensure this being done, the Divisional Statement of Objectionable Items should be checked immediately on receipt and sent to the Superintending Engineer for his remarks before the audit of the other accounts is proceeded with.

4. All Executive Officers who have failed to submit their Divisional Statements of Objectionable Items with their Monthly Accounts, as well as those whose statements are generally incomplete, should be specially brought to the notice of Government under "General Remarks" at the end of the statement.

5. Items of irregular expenditure which are left unincorporated in Executive Engineers in their Divisional Statements of Objectionable Items should be distinctly noted as such either in a separate supplementary statement or in the original statement in red ink.

6. Columns under all the heads should be filled up in each case so as to bring out clearly where estimate or appropriation exists and where it does not.

7. In the case of large projects such important features as the following should be stated with precision:—

- A. Lump sum estimate.
 - B. Abstract detail estimate by sub-heads, and so on.
1. Submitted to Chief Engineer.
 2. Submitted to Superintending Engineer.
 3. Not yet submitted.

8. A large work which is proceeded with on merely a lump sum sanction is still objectionable till an abstract and detail estimate by sub-heads is submitted and sanctioned for it by competent authority.

9. Special mention should be made of works being carried out in portions by authorities, beyond whose powers of sanction it would be to sanction the expenditure as a whole.

10. An important point to notice is the duration of a serious irregularity.

11. Voluminous masses of detail, when their practical significance could be given in a few lines, should always be avoided as a rule. If, for instance, the state of matters as to sanction in one month does not materially differ from that of a preceding month, it will answer all practical purposes to say so, instead of sending another full report.

12. Too much stress can never be laid on the fact that this statement is not to take place of special reports, then and there, of works on which serious irregular expenditure is being largely incurred, either without estimate or appropriation.

P. W. D. Madras.
Form No. M 64 a.

CENTRAL OFFICE OF ACCOUNTS.

CIRCLE 2nd

FUND Imperial and Provincial

Provincial Statement of Objectionable Items in the Accounts of Executive Engineers for the Month of September 1882

No. 13

MADRAS,

Dated 13 December 1882

FORWARDED for orders to the Secretary to Government,
Public Works Department, Madras.

D. C. Gnanapavan

Examiner of P. W. Accounts,

Madras.

B3269 recd of 11th Decr/82

10/14/2

With Order
Detd. in Receipt

BOARD OF REVENUE, 6TH DECEMBER 1882, No. 3016.

PROCEEDINGS OF THE BOARD OF REVENUE.

READ—the following G.O., dated 28th November 1882, Mis. No. 3976, Revenue:—

Read—the following paper from G. T. WALCH, Esq., Officiating Superintending Engineer, First Circle, to the Secretary to Government, Public Works Department, dated Dowlaishweram, 19th October 1882, and endorsement by the Acting Under Secretary to Government, Public Works Department, dated 26th October 1882, No. 1920-C:—

FIRST CIRCLE.

Part I.

Other Incorporated Local.
Public Works Budget Estimate.

DETAIL of the Budget Estimate for Original Works under "Other Incorporated Local" for the Year 1883-84.

Head of Classification.	Executive Divisions.	Locality.	Item No.	Project and Works.	Amount of Estimate.	OUTLAY.		GRANT, 1883-84.		Item No.	Remarks and References.
						Actuals to end of 1881-82.	Probable during 1882-83.	Amount.	Total.		
Navigable Canals.	Eastern Division.	..	1	Kovur-Manjair Junction Canal.	RS. 1,87,810	RS. 44,249	RS. 20,000	RS. 20,000	RS. 20,000	1	G. O., No. 2150 W. of 18th December 1877.
				Total Other Incorporated Local.	..	..	..	..	20,000		

Other Incorporated.
Local Fund.

DETAIL of the Budget Estimate for Tools and Plant in the First Circle.

Divisions.		GRANT, 1883-84.		Grant 1882-83.
		By P.W.D.	By Other Agency.	
	Special Plant.	RS.	RS.	RS.
Eastern Division..	Construction and repair of ferry boats on Kovur-Manjair Junction Canal...	1,000	...	3,000

Endorsement, No. 1920-C.

Forwarded to the Revenue Department for disposal.

(Signed) ROSS THOMPSON, Lieut.-Colonel, R.E.,
Ag. Under Secy. to Govt., P. W. Dept.

NOTES.

REFERENCE TO MADRAS P. W. D. CODE.

CHAPTER XIV.—PARAS. 1829 to 1832.

1. The object of this Return is to place before Government an analysis of all shortcomings in matters of financial regularity in the operations of each month with a view to their being remedied. It should be submitted to Government on the first day of the third month succeeding that to which the accounts relate.

2. There should be a separate statement for each separate Fund—Imperial, Provincial, Local, and Irrigation.

3. The Provincial statement will be posted from the Divisional Statements of Objectionable Expenditure. The statement need not be delayed in order to embody the remarks of the Superintending Engineer if these do not reach the Examiner's Office in time. It is desirable, however, that the Superintending Engineer's opinion should be recorded as far as may be practicable, and, in order to ensure this being done, the Divisional Statement of Objectionable Items should be checked immediately on receipt and sent to the Superintending Engineer for his remarks before the audit of the other accounts is proceeded with.

4. All Executive Officers who have failed to submit their Divisional Statements of Objectionable Items with their Monthly Accounts, as well as those whose statements are generally incomplete, should be specially brought to the notice of Government under "General Remarks" at the end of the statement.

5. Items of irregular expenditure which are left unincorporated by Executive Engineers in their Divisional Statements of Objectionable Items should be distinctly noted as such either in a separate supplementary statement or in the original statement in red ink.

6. Columns under all the heads should be filled up in each case so as to bring out clearly where estimate or appropriation exists and where it does not.

7. In the case of large projects such important features as the following should be stated with precision:—

- A. Lump sum estimate.
 - B. Abstract detail estimate by sub-heads, and so on.
1. Submitted to Chief Engineer.
 2. Submitted to Superintending Engineer.
 3. Not yet submitted.

8. A large work which is proceeded with on merely a lump sum sanction is still objectionable till an abstract and detail estimate by sub-heads is submitted and sanctioned for it by competent authority.

9. Special mention should be made of works being carried out in portions by authorities, beyond whose powers of sanction it would be to sanction the expenditure as a whole.

10. An important point to notice is the duration of a serious irregularity.

11. Voluminous masses of detail, when their practical significance could be given in a few lines, should always be avoided as a rule. If, for instance, the state of matters as to sanction in one month does not materially differ from that of a preceding month, it will answer all practical purposes to say so, instead of sending another full report.

12. Too much stress can never be laid on the fact that this statement is not to take place of special reports, then and there, of works on which serious irregular expenditure is being largely incurred, either without estimate or appropriation.

P. W. D. Madras.
Form No. M 64 a.

CENTRAL OFFICE OF ACCOUNTS.

CIRCLE *2nd*

FUND *Imperial and Provincial*

Provincial Statement of Objectionable Items in the Accounts of Executive Engineers for the Month of *September* 1882.

No. *13* MADRAS,
Dated *13 December* 1882

FORWARDED for orders to the Secretary to Government,
Public Works Department, Madras.

D. P. Govindaraj

Examiner of P. W. Accounts,
Madras.

B3269 of 11th Decr/82

With Order
Subd. in Receipt P.W.

BOARD OF REVENUE, 6TH DECEMBER 1882, No. 3016.

PROCEEDINGS OF THE BOARD OF REVENUE.

READ—the following G.O., dated 28th November 1882, Mis. No. 3976, Revenue:—

Read—the following paper from G. T. WALCH, Esq., Officiating Superintending Engineer, First Circle, to the Secretary to Government, Public Works Department, dated Dowlaishweram, 19th October 1882, and endorsement by the Acting Under Secretary to Government, Public Works Department, dated 26th October 1882, No. 1920-C:—

FIRST CIRCLE.

Part I.

Other Incorporated Local.
Public Works Budget Estimate.

DETAIL of the Budget Estimate for Original Works under "Other Incorporated Local" for the Year 1883-84.

Head of Classification.	Executive Divisions.	Locality.	Item No.	Project and Works.	Amount of Estimate.	OUTLAY.		GRANT, 1883-84.		Item No.	Remarks and References.
						Actuals to end of 1881-82.	Probable during 1882-83.	Amount.	Total.		
Navigable Canals.	Eastern Division.	..	1	Kovur-Manjair Junction Canal.	RS. 1,87,810	RS. 44,249	RS. 20,000	RS. 20,000	RS. 20,000	1	G. O., No. 2150 W. of 18th December 1877.
				Total Other Incorporated Local.	..	..	..	..	20,000		

Other Incorporated.
Local Fund.

DETAIL of the Budget Estimate for Tools and Plant in the First Circle.

Divisions.		GRANT, 1883-84.		Grant 1882-83.
		By P.W.D.	By Other Agency.	
	<i>Special Plant.</i>	RS.	RS.	RS.
Eastern Division..	Construction and repair of ferry boats on Kovur-Manjair Junction Canal...	1,000	...	3,000

Endorsement, No. 1920-C.

Forwarded to the Revenue Department for disposal.

(Signed) ROSS THOMPSON, Lieut.-Colonel, R.E.,
Ag. Under Secy. to Govt., P. W. Dept.

20 2771 H. 24. 10. 82
3015 H. 14. 11. 82

10/11/2

Order—dated 28th November 1882, Miscellaneous No. 3976, Revenue.

Transferred to the Board of Revenue, for disposal in connection with the special Local Fund Budget for 1883-84.

(True Extract.)

(Signed) E. F. WEBSTER,
Secy. to Govt., Rev. Dept.

RESOLUTION—dated 6th December 1882, No. 3016.

In the Canal and Ferry Fund Budget submitted to Government, Revenue Department, in Board's Proceedings, dated 7th November 1882, No. 2710, a sum of Rs. 24,900 has been entered on account of contribution for the construction of the Kovur-Munjair Junction Canal, including the cost of Public Works Department supervision and of Tools and Plant, and Rs. 3,100 for the construction and repair of boats by the Public Works Department in the Godáviri District. As Rs. 1,000 only are now stated to be required under the last-mentioned item, the Board request that the allotment in the budget may be reduced to that amount.

(True Copies and Extract.)

revised
Acting Sub-Secretary.

To the Secretary to Government, Revenue Department.

Copy to the Secretary to Government, Public Works Department. ✓

" " Examiner of Public Works Accounts.

" " Collector of Godáviri.

" " Accountant-General.

1882.
Board of Revenue,
MADRAS.

Printed December th.

Proceedings, 6th December 1882, No. 3016.

Dec 28/82

Requesting that the amount provided in the Canal and Ferry Fund Budget for 1883-84 for the construction and repair of boats by Public Works Department in the Godavari District may be reduced from Rs. 3,100 to Rs. 1,000.

No 3268 w of 11 Dec 82

*B/ Recorded
Etd. in Receipt Reg.*

From

THE EXAMINER, PUBLIC WORKS ACCOUNTS,
MADRAS,

To

THE SECRETARY TO GOVERNMENT,
PUBLIC WORKS DEPARTMENT,

No 26A/V

CHEPAK,

4th December 1882

Sir,

In accordance with Section 102, rule 4 of the Civil Pension Code, I have the honor to report

that *R. Tirumal Row Clerk v.C. 1 Grade*

whose age on the date of his appointment, i. e. *1st August 82* exceeded 25 years,

has been appointed to the Public Service in the *Godavari Western*

Division

and to remind you of the resolution by the Government of India, No. 423 of 20th January 1871, quoted as a foot-note to Section 60 of the Civil Pension Code.

I have the honor to be,

Sir,

Your most obedient Servant,

D. P. Landon

29/11 Examiner, P. W. Accounts.