

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

7th July 1880, No. 1,589 W.

General.
Establishment.

Read the following papers :—

No. 23 From the Examiner of Public Works Accounts, dated 4th June 1880,
No. 27 O. T.

No. 23-A. Office Note from Examiner of Public Works Accounts, dated 11th
June 1880, No. 37 O. T.

ABSTRACT.—Regarding Sub-divisional allowance to C. Sambiah Chetty

No. 24 ORDER THEREON, 7th July 1880, No. 1,589 W.
ORDERED that the Government of India be addressed.
(Here enter No. 1,590 W., dated 7th July 1880.)

(True Extract.)

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

To the Examiner of Public Works Accounts

Edw. E. C. Shunker.
Spare Copies

PUBLIC WORKS DEPARTMENT.

General.
Establishment.

No. 1,590 W.

No. 25.

FROM

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

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
Public Works Department

SIR,—In 1879 it was found needful to place a Sub-Engineer in charge of one of the Kistna divisions, no officer of the Engineer establishment being available for the post.

2. The Sub-Engineer claimed the sub-divisional allowance of Rs. 30 a month, under the paragraph of the Madras Public Works Code shown in the margin. This

No. 42 of Edition of 1879. allowance was one that could be passed under the spirit of the ruling; but it seemed to this Government that some remuneration should at the same time be given to the Sub-Engineer for fulfilling the duties of an Executive Engineer, and the Examiner was accordingly directed to pass an additional monthly allowance of Rs. 20, from the 1st April 1879 to date of relief on the forenoon of 1st November 1879.

3. The tenor of Mr. Sampson's letter of the 26th February last, No. 536 G., led this Government to believe that they were empowered to grant such an allowance, but the Examiner feels himself unable to admit the charge. Had there been a vacancy among the Engineers of the executive class, it would have been open to this Government to grant to Sambiah Chetty, the Sub-Engineer in question, the sum of Rs. 50 permissible under Section 32, Exception 2, of the Acting Allowance Code, in place of the sub-divisional and special allowances; but this was not so, and the Examiner thinks that this section can only be brought in force when a vacancy exists. Mr. Sampson's letter of the 14th May, No. 1,094 G., appears to confirm Major Trail's view.

4. How far such a ruling is consistent with the 25th and 28th paragraphs of the Government of India Resolution of the 14th December 1870, No. 3,334, in the Financial Department, it must rest with the Governor-General in Council to decide.

5. The rulings being what they are, I am directed to request confirmation to the grant of Rs. 20 a month, in addition to the sub-divisional allowance, for the period subsequent to the 1st April 1879, during which the Sub-Engineer held charge of the Guntur division.

6. In conclusion I am to observe that to meet similar cases in future this Government should have discretionary powers to pass salary within the general tenor of the rules.

I have the honor to be,

Sir,

Your most obedient servant,

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

FORT ST. GEORGE,
7th July 1880.

Exd. E. C. Shunker.
Spare Copies

No 2050 W

PUBLIC WORKS DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the 30th Aug^t/80.

Read the following:—

From
The Gov^t of India — (H.C. No. 323 M.C.C. d/12th Aug^t/80)

Ordered that the following
letter be sent.

(H.C. No. 2051 W d/30th Aug^t/80.

To
The Secy to the
Gov^t of India. P.W.D.

Sir,

With reference to the
concluding words of your
letter No. 323 M.C.C. of the
12th August 1880, I am directed
to say that care has been
and will be taken by this
Gov^t not to place Upper
Subordinates in Executive
charges without necessity.

2. The tenor of your
letter being however different

Apes

from that of your letter N^o 1094
of the 14th May 1880, read in
connection with my letter of the
6th April preceding, I am
to request that this Govt
may be informed whether
the marginal sections of the
Acting Allowance Code may
be acted on by this Govt
when, there being no vacancies
in the Engineer class, it has
nevertheless been found
necessary to place an Upper
Subordinate in an Executive
charge.

* Section 22 (a) and (b)
" 32 (2)

Ino N. 2050-1 W. 730-180
24/8/80

[Signature]

24/8/80

24/8

Desko to
Simla

31 8-80.

Cir 26.8.80. P. 27-8.80.
19.8.80

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

1st October 1880, No. 2,275 W.

General
Establishment

Read the following papers:—

No. 1. From the Secretary to the Government of India, Public Works Department (Military and Civil—Establishment), to the Secretary to the Government of Madras, Public Works Department, dated Simla, 12th August 1880, No. 323 M. & C.—E.

In reply to your letter, No. 1,590 W., dated the 7th July 1880, asking sanction to the grant to Sub-Engineer Sambiah Chetty of an additional allowance of Rs. 20 a-month, while in charge of the Guntur Division, from 1st April 1879 to 1st November 1879, I am directed to state that a local Government has final authority to pass allowances under Section 22 (a) and (b) and Section 32 (2) of the Acting Allowance Code. It is assumed by the Government of India that Upper Subordinates will not be placed in the higher charges without necessity.

No. 1-A. From Captain W. P. TOMKINS, R.E., Assistant Secretary to the Government of India, Public Works Department (Military and Civil—Establishment), to the Secretary to the Government of Madras, Public Works Department, dated Simla, 17th September 1880, No. 380 M. & C.—E.

In reply to your letter, No. 2,051 W., dated the 30th August 1880, I am directed to state that Section 22 (a) and (b) and Section 32 (2) of the Acting Allowance Code, may be acted on in determining the grant of acting allowances to Upper Subordinates, who may, through the exigencies of the service, be placed in executive charge, even when there are no vacancies in the Engineer class.

No. 2. ORDER THEREON, 1st October 1880, No. 2,275 W.

RECORDED and communicated to the Examiner, Public Works Accounts.

2. The extra allowance of Rs. 20 a-month sanctioned to C. Sambiah Chetty for the period subsequent to the 1st April 1879, during which he held charge of the Guntur Division, will now be finally admitted by the Examiner, Public Works Accounts.

(True Extract.)

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

To the Examiner of Public Works Accounts.
„ Superintending Engineer, First Circle.

Exd. A. F. Goodall.
Spare Copies

[Signature]

4487

D.W.

0248.

ENT OF INDIA.

KS DEPARTMENT.

GENERAL.

The period for which
Mr de Morgan claimed
charge allowance was
from the 27 August to
20 Sept. 80, during which
there was no vacancy
as Engr.

ry to the Government of Madras
Public Works Department

Simla, 1st July, 1881

The allowance does
not appear to have been
granted to him for that
period, the question having
been referred to India.
By to your letter N^o 1590 W dated
relative to the grant of charge
Assistant Engineers in tempo
visions I am directed to

From 20 Sept. the
allowance was passed
to him.
Public Works Department Resoln
13th May 1881 referred to
It is not clear if

at the time of the
existed in the sar
show hinges or
ney existed.
of charge.
no vacan

It will be enough to
"record" the fact of his letter,
as no alteration is made
until a vacancy has occurred

Assistant

All communications
to be sent to the
Secretary to the Government of India.

No. 1024 G.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

GENERAL.

To

The Secretary to the Government of Madras
Public Works Department

Simla, 1st July, 1881

Sir,

In reply to your letter No. 1590 W. dated
24 June 1881 relative to the grant of charge
allowance to Assistant Engineers in tempo-
rary charge of Divisions I am directed to say
that Public Works Department Resolu-
tion No. 652/670 G. of 3rd May 1881 referred to
promotion only. It is not clear from
your letter whether at the time of the
any vacancy existed in the rank of
the whole question hinges on
for if a vacancy existed it would be
the grant of charge allowance. But
if there was no vacancy in the rank of
Assistant Engineer, the

4-4-16
B. 11-28
152

was quite right in his opinion, which is clearly in accord with the concluding clause of para: 2 of the Resolution & above quoted. -

2. I am to add as regards the specific case concerned that it is a matter of the past, the Government of India & will not interfere with it and the allowance sanctioned may therefore stand. -

I have the honor to be,

Sir,

Your Most Obedt Servant

H. P. Thompson

(Under Secretary to the Govt of India)

B
No 2037 Wd 18th Aug 5/81
Recorded

4.4.26 1694 Wd 2/9th Dec 1878
B. 7. 2874 Wd 13th Dec 1880
" 1589 Wd 41590 Wd 24th June 1881.

S₂
15/8/81

Extract from Govt of India
Gazette of 26th Sept 1881 Page 539.

Mr. Keble

Appointments

Mr. 57. The following officiating appointments is made. -

Lieut & Asst Commr: A. C. Plummer,
Asst Commr, 18th grade, officiated as
Asst Commr, 4th grade, during the
periods he held charge of the
Presidency Division from the
afternoon of the 17th April to the
forenoon of the 19th June 1882.

To H.W.

The accompanying
draft order is ready
to admit of Salary
Bills, Contingent
Advances, &c. &c. being
promptly disposed of.
It will never do to
have to send to
Bangalore whenever
funds are required.

C.S.

72

15.11.57

Chopra K.

C.S.

72

15.11.57

20/11/57

S. W. Dept

No 304/10

Proceedings of the Madras Govt

Under date the 10th inst

Adverting to the transfer
of the Head Quarters of the
Presidency Division to
Bangalore, the Suptg
Engineer Fifth Circle will
issue instructions for all
duly authorized orders for
funds emanating from the
Secretariat and the
office of Engineer S. W. Dept.
being cashed by the senior
officer of the Presidency
Division stationed at

Chepauk.



15.11.57

S. E. Fifth Circle ✓

E. M. Dept. ✓

P. No 3041 w.d. 16 Nov/82

It appears to be
unanswerable as
regards the letter of
the Code - but surely
it was never contemplated
that a man should
lose money by holding
a higher and more
responsible post?
and being entitled to

at 100

Yes the manner
is correct, but it is
clear that D. Munro
should in lieu have
full deputation
allowance during
his first acting
month - say so
to make and so

207/11

not a ruling to
deal with this
and other analogous
cases

After

12/11/11

To J. W.

Please pencil
addition to draft C.
Before issuing the
draft might be shown
to C?

L.S.
2/12

C.A.W.

Yes.



2-12-82

10 10

CS office note
77th of 3-12-11.

Section 36. Exemption
of the Acting Allowance
Code has ordinarily
applied to cases of
this kind - but the
operation of this rule
has not long since
been restricted by the
revised Section 5 of
the same Code.

What the Supt. Genl.
claims on behalf of
Supt. Plummer is
Subdivisional allowance
for the first period &
the allowance of an
incentive bonus for
the second period.
Subdivisional allow-
ances are only
given to Upper Subor-
dinates. If therefore
Supt. Plummer claims
to be an Incentive
bonus.

207/11

he much surrender the
allowances of an
Upper Subordinate.

The addition to the
draft which I object to
to would have been
high enough except
for the limitation
imposed by the new
Section 5 of the Reg.
Allowance Code.

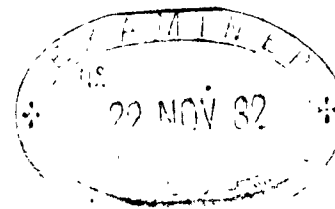
The Examiner has
already passed to Lord
Munier all that the
rules allow, and it
is not probable that
the Govt of India will
alter the rules to
such an isolated
case.

Very much
So dispose of
Yours truly
16/12/82

207/11

No. 2988

SUPERINTENDING ENGINEER'S OFFICE,
5TH CIRCLE, MADRAS,
Chepauk, 21st November 1882.



From

THE SUPERINTENDING ENGINEER,
5TH CIRCLE,

To

THE Chief Engineer P.W.
Thro' the Examiner of
P.W. Accounts.

SIR,

Enclosures.

I have the honor to represent
that ~~Asst~~ Engineer Lieutenant
Munier, posted as Executive
Engineer at the Presidency from
the 18th April to the 18th June; for the
second of the 2 months, he draws pay
allowance as Executive Engineer,
but for the first month he received
no such allowance, according to
the rules; while, at the same time,
the Examiner of P.W. Accounts
refuses to pass the Sub Divisional
allowance.

2. I have maintained that in the first month, Lieut. Plummer was in charge of a duly authorized Sub Division - no one else having been appointed to that Sub Division, which has always been directly under an Executive Engineer - and that, under Article para 4, 2, Lieut. Plummer is entitled to the Sub Divisional allowance, his claim not being prejudiced by the fact of his being also in charge of the duties of the Executive Engineer.

3. By the Examiner's Reading of the Rules, if an Assistant Engineer in charge of a Sub Division acts for one month as an Executive Engineer; he gains nothing for holding the higher position, but on the contrary loses the allowance of a Sub Divisional officer.

Officer viz Rupees 30.
I feel sure this result has not been contemplated in the framing of the Rules; and I beg that the Examiner may be authorized to pass the one months Sub Divisional Allowance to Lieut. Plummer.

I have the honor to be
Sir
Your Most Obedt Servt
C. Henderson Esq
Col. R.E.
Superintg. Engineer
5th Divn.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

UNDER date the

Read the following:—

Endorsement No. 1007 S & S date
30th November 1882.

Forwarded to the Chief Engineer
P.W. Department with the following
remarks.

The provisions of para 42
P.W. Department code under
which Sub Divisional allow-
ance is admissible apply only
to Upper Subordinates, and
during the month in question,
Lieutenant Plummer, ^{the} rank
of Officiating Executive Engineer,
and therefore is not entitled to
the allowance.

2. An Assistant Engineer can
under no circumstances draw
Sub Divisional allowance - Para
3 of Superintending Engineer's
letter.

3. The arguments in para 2
would be equally applicable
to the second and subsequent
months in which Lieutenant
Plummer did, or might have
officiated as Executive Engineer
unless another Sub Divisional
officer had been appointed.

V. P. S. Rao

Examiner P.W. Accounts

3/11

From

THE SUPERINTENDING ENGINEER,

5TH CIRCLE,

To

THE Chief Engineer

P. W. Deptt.

The Examiner of
P. W. Accounts

Dated

21st } November 1882

Recd.

ENCLOSURES.

No. 3385 Wa/21.12.82

No. 2988.

Sub-Divisional Allow-
-ance to Lieut Plummer.

Requests that the
Examiner may be autho-
-rized to pass the one
month's — for reasons
stated.

From the Supg. Eng. *5th Circle* — N. E. No. 2988. D/21st Nov/82
Indorsement, by ^{thereon} Examiners. N. E. No. 1007 S & S. D/30th Nov/82
P.W. Accts —

Lieutenant Plummer
is not considered entitled
to any subdivisional allow-
-ance during the period he
was officiating as Ex-
-ecutive Engineer — The
allowance is only ad-
-missible to an Upper
Subordinate holding a
Sub division under the
orders of an Executive En-
-gineer — but there seems
nothing to prevent the
admission of charge
allowance.

To The Supg. Eng. *5th Circle* — N. E. No. 2988. D/21st Nov/82
" Examiner (P.W. Accts) —

No 3385 W.

Public Works Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the 21st December 1882 read the following

From the Super. Engrs.
District Engrs.

14. 8. 1882 dated 21st Nov 1882

Endorsement thereon by Examiner
(No Receipts)

1007 58 5/11 - 2/50 -

Lieut. Plummer is not ~~considered~~ entitled to any subdivisional allowance during the period he was officiating as Executive Engineer. The allowance is only admissible to an upper subordinate holding a sub-division under the orders of an Executive Engineer.

The Examiner P.W. Accounts has passed to Lieut. Plummer all that the acting allowance rules allow. These rules have

allowance for the whole period No 3385 W of 21st 1882 during which Lieut. Plummer officiated as Ex. Engineer under the ruling of the P.W. of India records of intt. G.O. 2275 W dated 1st Oct 1880. The Examiner is authorized to admit the allowance accordingly -

For check before issue.

2. 12. 82
To W. 774 2/13. 12. 82

The first portion of the draft G.O. appears correct and may issue.

Allowance Code will also affect the grant of this Allowance for first 30 days, i.e. no Charge Allowance will be admissible for this period.

2. The orders of Government of India communicated in G.O. No. 2375 W. dated 1st. October 1880 do not affect the question so far as the first 30 days are concerned.

1589 11. 24. 6. 82
2037 11. 18. 8. 82
2158 11. 27. 7. 82
2050 11. 30. 8. 82
2275 11. 1. 10. 82

The sentence commencing with the words "but there seems" etc. is not clear. If it is intended that Lieut. Plummer should be considered as being only in charge of the Presidency Executive Engineer's Office during the whole period in question, he will be entitled to only Rs. 50 in addition to his own salary under the provision of Pay and Acting Allowance Code Section 36 Exception (2), and the Gazette Notification already issued (Fort Saint George Gazette dated 26th. September 1882) will have to be cancelled. The ruling contained in Section 5 of the Pay and Acting

have general application

and cannot be altered

to suit individual cases,

unless under the authority
of the Govt of Madras

Plt

18/12/82

- No 3385 Waf 21-12-82

21/12

To The Supr. Engr. Fifth Circle
Examined For Accts

Dec 22-12-82

RA

log

Not in Receipt Reg.

SUPERINTENDING ENGINEER'S OFFICE,

5TH CIRCLE, MADRAS,

Chepauk, 14th Dec 1882.

No. 3269.

From

THE SUPERINTENDING ENGINEER,

5TH CIRCLE,

To

THE Chief Engineer
The Examiner of Accts.

SIR,

Enclosures.

I have the honor to bring to
your notice that the point proposed
in my letter of 29th 88 of the 21st Volume.
Regarding Extra Plummer's claim
to the Divisional allowance appears
to be settled by 18th 90, and added
to the Code of the 21st Volume.
The Department decided
in 1882.

Inspection allowance is not given
for the first month provided the em-
oluments of the acting officer are
not less than the salary of his
permanent appointment - Hence

From

THE SUPERINTENDING ENGINEER,

5TH CIRCLE,

To

THE Chief Engineer
D. P. W.
Through
The Examiner of
P. W. Accounts.

Dated 14th } December 1882.
Recd. }

ENCLOSURES.

No. 3269.
Lieut. Plummer.

informs regarding
the claim of — for
Sub Lt. Office. all a

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Under date the

Read the following

Endowment No 1094 S.E. 5
of 20 December 1882.

Forwarded to the Chief
Engineer P.W. Department
with the remark that
the term "endowments"
does not include Sub.
Divisional allowance,
vide page VII, Definitions
of the Financial
Codes.

D.P. Conway
Examiner P.W. Accounts
20/12/82

From
The Chief Engineer
Sd/- Circle
(Sd/- 20/12/82)
The number of
the endowment

The Chief Engineer
has been separately dis-
posed of.

The copy of the Government
Endowment No 1094
of 20 December 1882 is for-
warded to the Chief
Engineer with reference
to his letter quoted
above.

Sd/- Sd/- Circle
with copy of Endowment

C.S.
21.12.82
H.T.

SUPERINTENDING ENGINEER'S OFFICE,
5TH CIRCLE, MADRAS,
Chopauk 14th February 1883.

No. 3989

From

THE SUPERINTENDING ENGINEER,
5TH CIRCLE,

To

THE Chief Engineer
(C. W. D.)

SIR,

Enclosures.

I have the honor to report
that the Examiners will not pass
the Sub Divisional, fellow as
(Lieut. H. Hamilton), on the ground
that there is only one sanctioned
Sub Division for the Presidency Town
and that Lieut. H. Hamilton is avail-
able for the charge of the Sub Division
2. I have told the Examiners
that Lieut. H. Hamilton is an Executive
Engineer and treated as per attach-
ed Officer under G. O. No 2567 of
the 2nd October 1882 and that

(C. W. D.)

No 3989 was 23/12/82

20/1

Intd. in Receipt

Assistant Engineer Lieutenant
- Plummer remains, as before, in
charge of all authorized sub Divi-
- sions. The Examiner replies that
if there is one Sub Division in the
Presidency, it should be under
- Lieutenant Hamilton but
he suggests that I should ask
for sanction for 2 Sub Divi-
- sions.

3. I consider this sug-
- gestion as quite unnecessary.
Arrangements have been made
for Lieutenant Hamilton to
relieve Colonel Burton
by taking charge of the Military
Buildings, while Lieutenant
Plummer attends to the Civil
Buildings and is held to be the
Sub Divisional Officer.
I do not see that the Examiner
need interfere with Departmental
arrangements.

arrangements this made under
my authority - when no extra expense
is contemplated - and they
that orders may be given to the
Examiner to admit the sub-
Divisional provisions of Lieut
Plummer.

I have the honor to be
Sir
Yours Most Obedt Servt
Wm Sander at Coll. P.O.
Superin^g Engineer
5th Mile

Under date the
Read the following

From

THE SUPERINTENDING ENGINEER,

5TH CIRCLE,

To

THE Chief Engineer
D. P. W.

Dated 14 } February 1883.
Recd.

ENCLOSURES.

No. 575 Wa/22/2/83

No. 3989

Sub Divisional allowance
to Lieut. Plummer—
Requesting that Orders may
be given to the Examiner
to admit the—

Circ: 15/2 Rt: 20/2

From the R. of the Circle of 5th Circle

Lieut. Plummer
being reported by the
Superintending Engineer to be
in charge of the sub-division
districted, under existing
arrangements is considered
to be entitled to sub-
-divisional allowance
which will accordingly be
paid to him while so
employed.

S. E. Fifth Circle
Examiner

22/2/83

