11TH AUGUST 1884, No. 1957 W., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General Establishment.

READ—the following papers:—

G.O., dated 18th June 1884, No. 1330, Public.

Order—dated 18th June 1884, No. 1330, Public.

In supersession of G.O., No. 781, Public, dated 21st April 1884, His Excellency the Governor in Council is pleased to direct that when the Government provide a residence for a public officer, it shall be the duty of such officer to dwell in it or pay rent for it. Six per cent. on the capital cost of the building will be fixed as the maximum charge to cover interest at 4½ per cent. together with risk and repairs; and the maximum monthly rent should not exceed the rates noted in the margin.

	Per mensem. RS.
For a Collector	150
„ Sub-Collector...	100
„ Head Assistant Collector ...	80

(True Extract.)

(Signed) E. F. WEBSTER,
Chief Secretary.

Office note from the Examiner, Public Works Accounts, dated 12th July 1884, No. 275.

ORDER—dated 11th August 1884, No. 1957 W., Public Works.

The orders in the Public Department will be forwarded for the confirmation of the Government of India.

(Here enter No. 1958 W., dated 11th August 1884.)

(True Extract.)

(Signed) J. SHAW-STEWART, Colonel, R.E.,
Secretary to Govt., P.W.D.

To the Public Department.

Exd. E. Fernandez.
Spare Copies

R. No. 461.
2. 10. 84.

Recd 8/10/84

From

The Superintending Engineer,
~~1st~~ III Circle,
Bellary.

To

The Chief Engineer
P. W. Department
Madras.

Dated 26th September 1884
Recd. 30

Chupalli
No. 17820 2nd October/84

For note and return
The procedure adopted is apparently correct
CE.
DW
1-10-84

I 5106/11-10-84.
Encl: hd
D. W.

Yes.
Noted and returned.
DCE
C.

Q.C. No 195-7 & 4958 dt. 11.8.84
" " 2012 " " 13.8.84
" " 2137 " " 29.8.84
Q.B. No 2335 " " 22.9.84
Q.C. " 2241 " " 12.9.84.

Letter proceeded 18/10

No. 2563 W of 18th Oct/84.
Recorded.
Recorded
CE
WS.
1.1/10 EA 20/10 Jd 21/10
15.10.84
Letter noted Spare copies 11.10.84

No. 2563 W of 18th Oct/84.

ENCLOSURES.

No. 1263

Building occupied by the Collector of Anantapur as his residence:—Fixing the house rent as Rs 37½ instead of 80 for a portion of the—

Letter order
Letter order
20/10

SUPERINTENDING ENGINEER'S OFFICE,

No. 1263. Bellary ~~Chepauk~~, ~~MADRAS~~, 26 Septr. 1884.

From Lt Col A. M. Stewart R.E.

~~THE~~ SUPERINTENDING ENGINEER,

3d ~~1st~~ CIRCLE,

To

THE Chief Engineer

P.W.D.

Madras

SIR,

Enclosures.

With reference to para 2 of G. O. No. 2241 W of 12th September 84, I have the honor to report that the Collector of Anantapur objected to pay the full rent of Rs 50 for the building occupied by him since a portion of the same was used for his office. The Collector addressed the Board of Revenue on the subject, who wished to know what objection there was to permit the rent for the

pose

neglect on the part of proprietors of private irrigation works, I am directed to state that His Excellency the Governor-General in Council would have no objection to legislate in the matter on the following principles:—

(1) The normal liability of a Zemindar for the maintenance of his tanks must not exceed the limits defined by the Privy Council in the case cited in the Proceedings furnished with Madras Government letter, No. 379 A.R., dated 15th June 1882.

(2) The construction of a railway or other similar work in the neighbourhood of an existing tank must not increase the proprietor's liability in respect of the tank.

(3) The State is justified in executing, or in authorizing the execution of such works as are, in its opinion, necessary for averting serious danger to life or property, or serious obstruction to public traffic.

(4) Where such works are executed on private land, the liability of the land-owner to contribute towards their expenses must be measured by his liability under ordinary circumstances for executing them.

(5) In estimating this liability, regard should be had to local customs.

2. Provision could also be made to employ, for the purpose of assessing liabilities, either the ordinary machinery of the civil courts or a commission consisting, say, of the District Judge, the Collector of the district and an Engineer other than the Engineer responsible for the condition of the railway.

3. I am further to inquire whether it would not be desirable to extend the proposed Act to cases of apprehended danger to roads and other works besides railways.

———

Order—dated 30th November 1883, No. 3418 W., Public Works.

Ordered that the following reply be addressed to the Government of India:—

(Here enter No. 3419 W., dated 30th November 1883.)

(True Extract.)

(Signed) J. SHAW-STEWART, Col., R.E.,
Secretary to Govt., P.W.D.

To the Consulting Engineer for Railways, with copy of letter.
" Revenue department.
" Judicial do.

———

G.O., dated 30th November 1883, No. 3419 W., Public Works.

Letter—from Colonel J. SHAW-STEWART, R.E., Secretary to the Government of Madras, Public Works department, to the Secretary to the Government of India, Public Works department, dated Fort St. George, 30th November 1883, No. 3419 W., Public Works.

I am directed to acknowledge the receipt of your letter, No. 917 R.C., dated 12th October 1883, on the subject of the necessity for special legislation for the prevention of risk to life and property arising from neglect on the part of proprietors of private irrigation works.

2. In reply, I am to say that His Excellency the Governor in Council accepts the principles laid down by the Government of India for legislative action, and will be prepared to consider the matter further on the publication of the bill.

3. With respect to paragraph 3 of the letter under acknowledgment, His Excellency the Governor in Council does not consider it desirable to extend the proposed Act, at all events for the present, to cases of apprehended danger to roads and other works besides railways.