

19TH APRIL 1888, No. 1176 W., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.
Establishment.

READ—the following paper:—

Office note from the Examiner, Public Works Accounts, dated Madras, 6th April 1888, No. 1310.

Adverting to the Government orders quoted in the margin, sanctioning the purchase of certain lands and buildings by private negotiation, I beg to point out that under Public Works Code paragraphs 1274 and 1275, which are in accordance with the rules and orders of the Government of

G.O., No. 453 W, of 8th February 1888.

" " 663 W, of 24th " "

" " 637 W, of 22nd " "

India, the properties in question should be acquired through the agency of the Collector of the district concerned, and I would suggest that, when issuing such orders, it might be well to call attention to the rules in question, as in the absence of any such caution the wording of the order is not unlikely to convey the impression that the purchase should be effected or completed by the Public Works Department without the intervention of the Collector.

2. I make this reference, because in certain cases that have recently come under my notice—for instance, in the purchase of a shed at Sidhout, Cuddapah district, sanctioned in G.O., No. 3193 W., dated 3rd December 1886; purchase of Mr. Brown's property at Vayitri for a telegraph office, G.O., No. 383 W., dated 5th February 1883; purchase of a bungalow at Russellkonda for the office of the General Deputy Collector, G.O. No. 1321 W., dated 4th May 1887; and in some other cases—the transfer of the lands, &c., were apparently not effected through the agency of the Chief Revenue officer of the district, but were negotiated throughout directly by the officers of the Public Works Department, and in one of the above cases, that of Mr. Brown's house at Vayitri, neglect of the rule seems to have led to serious complications.

3. In connection with the above, I would point out that in my opinion Public Works Code paragraphs 1031 and 1032 as they now stand, and read by themselves, give the impression that buildings and lands not acquired under the provisions of the Act may be negotiated for direct by the Executive Engineer or Superintending Engineer. To make the rules on this point clear, it will only be necessary to add to Code paragraph 1031 a clause to the effect that the property will be acquired under the provisions of, and in the manner indicated in, Public Works Code paragraphs 1274 and 1275.

ORDER—dated 19th April 1888, No. 1176 W., Public Works.

The Government are of opinion that the following amendment of paragraph 1032 of the Public Works Code will meet the object in view. After the word "necessary" in the second line, add "Unless otherwise ordered, the property should

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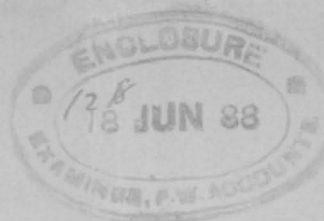
be acquired through the agency of the Collector of the district and the deeds will be transmitted," &c.

2. A standing order should be framed accordingly.
3. Meanwhile the attention of all officers of the department is called to the matter.

(True Extract.)

(Signed) J. O. HASTED, Colonel, R.E.,
Secretary to Govt., P.W.D

To Superintending Engineers.
To the Consulting Architect to Government.
" Examiner, Public Works Accounts.
" Chief Engineer for Irrigation.



GENERAL.
ESTABLISHMENT.

Gobt. of {1888} Madras.
PUBLIC WORKS.

Dated April, 19th.

Recd.

Encl.

G.O., 19th Apr. 1888, No. 1176 W.

APRIL.

Paragraph 1032 of the Madras
Public Works Code

Orders amending — regarding the acquisition of houses and lands required for public purposes and directing that a standing order be framed accordingly.

KEEP-WITH

Genl. No.

dated

188 .

1,000—7-2-88.

[C. No. 8.]

GOVT.
OF MADRAS. }

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{ P.W.
DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 28 June

1888

OFFICE NOTE No. 1776

Encl: 2

To

W.

I beg to submit for the orders of Government the accompanying draft standing order revising para 1032 of the Code drawn up with reference to G.O. No. 1176 W. dated 19th. April 1888.

2. A standing order was first drafted in accordance with the G.O. referred to, but on reading it over, it seemed likely that the use of the word "register", in two different senses would lead to mistakes, and, overlooking the fact that the standing order was based on the orders of Government, I altered the wording so as to remove the possibility of misunderstanding, and at the same time corrected the error in the Code paragraph, by which it is made to appear that registration is required in every case, whereas it is

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Ref.
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only required when the value of the property exceeds Rs. 100.

2. The other Members of the Code Committee point out that the standing order is not in accordance with the G.O., I therefore submit it with the above explanation, for the orders of Government.

[Signature]
C.

[Signature]
29.6.88

No. 2015 W of 5th July 1888

The standing order as drafted by the Exams. is approved and may be issued.

[Signature]
3.7.88

[Signature]
3/7/88

Examiners

[Signature]
with draft S.O.
5/7 1888

Recd. 29.6.88

No. 2015 W of 5th July 1888

For orders whether the draft S.O. may be accepted under the explanation afforded.

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29.6.88

I think so.

[Signature]
2.7.88

Yes.

[Signature]
3/7/88

1032

[Signature]

Paper taken out of the Records from the charge of the Referencer.

Press
Miscellaneous No. 2015, dated 5-7-190-88
Routine

Date taken out.	FOR WHAT PURPOSE.			Initials of clerk taking the paper or of attender.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			
22-5-08	P.W.	4814	108	<i>[Signature]</i>	2.7.88	<i>[Signature]</i>

GOVT. }
OF MADRAS. }

188 8.

P. W.
DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 21 June 1888.

OFFICE NOTE No. 1/44

To

W.

I beg to solicit orders of Government regarding a claim submitted by Mr. Mackenzie, Asstt. Engineer, Periyar Division, for travelling allowance from Madura (his head quarters for the time being) to Tuticorin and back, where he had proceeded to inspect certain consignments of machinery on arrival from England.

2. The limits of the Periyar Division and of the jurisdiction of the Superintendent of Works and of the Supg. Engineer are not clearly defined; but if Tuticorin is beyond those limits the claim cannot be admitted without special sanction of Government, vide foot note to section 13 of the Civil Travelling Allowance Code

KEEP-WITH

Genl. No.

dated

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4. Government might perhaps also consider whether a similar order is required for the case of consignments to be landed at Madras.

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Mr Mackenzie's journey
to Indicoorin is sanctioned.

2. The Supt. of works or Suptg. Engrs.
Periyar Project is authorised to proceed
himself, or to depute officers of his
staff to proceed, on duty to Indiarum
or Madras to inspect Machinery
arriving from England for the works -

1.28.6.88.

Nithorder.