60

(1) பக்கங்களின் எண்ணிக்கை ~~[illegible]~~

(2) புதுக்கித் திருப்பிய நாள் 31.3.89

(3) ஆதாரங்குறிப்பவர் சுருக்கொப்பம்

தமிழ்நாடு ஆவணக் காப்பகம்.

17

தமிழ்நாடு அரசு

P.W.D துறை

அரசாணை எண். / மு. கோப்புத் தாள் எண். 629

அச்சகம் / பலவகை

நாள் : 2-3-1889 ~~198~~ .

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

30. Sheets

Sheets 24 to 27 Brittle

ஆவண, கா-1—18,006—15-6-87.

2ND MARCH 1889, No. 629 W., PUBLIC WORKS.

629

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.
Account.

READ—the following papers :—

Proceedings of the Madras Government, Financial Department, dated 28th February 1889, No. 126.

From the Public Works Department, dated 11th January 1889, No. 115 C.
From the Accountant-General, dated 16th February 1889, No. 499.

Order—dated 28th February 1889, No. 126, Financial.

The certificate should run in the form desired by the Examiner and the Accountant-General as entered below :—

Certificate.

———— was directed by me to use special means of conveyance, namely——, for the journey from———to———on the———, and the cost of such special means of conveyance was absolutely necessary for the following reasons, namely :————————.

(True Extract.)

(Signed) W. S. MEYER,
Assistant Secretary.

ORDER—dated 2nd March 1889, No. 629 W., Public Works.

Communicated to the Examiner, Public Works Accounts, with reference to his office-note No. 2789, dated 21st December 1888, also to Superintending Engineers with advertence to section 60 and rule, Civil Travelling Allowance Code.

2. Form No. M. 153 F., as originally drafted by the Examiner, may now be issued to the department.

(True Extract.)

Captain, R.E.,
Under-Secy. to Govt., P.W.D.

To the Examiner, Public Works Accounts, with draft form No. M. 153 F.
„ Superintending Engineers.
To the Consulting Architect to Government.
„ Chief Engineer for Irrigation.

Exd. A. D. Xavier.
Spare Copies

GENERAL.
ACCOUNT.

Govt. of {1889} Madras.

PUBLIC WORKS.

Dated March, 2nd.

Recd. *Encl.*

G.O., 2nd March 1889, No. 629 W.

MARCH.

Certificate

Proceedings in the Financial Department, approving form No. M. 153 F. for certificate under section 60 of the Civil Travelling Allowance Code, communicated to the officers concerned with remarks.

2

629

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

Read—the following papers:—

No. 285-D.

Memorandum.

Letter from Superintending Engineer, VI Circle,	dated	19th Feb.	1886,	No. 575 T.C.
Endorsement by Examiner, Public Works Accounts,	,,	28th ,,	,,	,, 459 S.E. VI.
Office note from ,, ,,	,,	5th March	,,	,, 899.
,, to ,, ,,	,,	19th ,,	,,	,, 1134 C.
,, from ,, ,,	,,	22nd ,,	,,	,, 957.

Referred to the Financial Department for consideration.

2. The Superintending Engineer, VI Circle, while on tour, directed his camp clerk to travel with him by country-cart, and claimed actual expenses for the journey under section 69 of the Civil Travelling Allowance Code. The Examiner, Public Works Accounts, however, disallowed the claim, and passed only daily allowance to the clerk, on the ground that a cart cannot be considered "special means of conveyance" as intended by the code. On being asked to give his interpretation of the code expression, the Examiner stated that he took it to imply means of conveyance "not ordinarily, commonly or uniformly available on a route."

3. If such be the intention of the section, claims under it would rarely or never be admissible; for means of conveyance not ordinarily, commonly or uniformly available on a route would seldom be used by the class of persons whom the section is intended to benefit.

4. Section 3 (*d*) of the Civil Travelling Allowance Code defines "public conveyance" as a "train, steamer or other conveyance which plies regularly for the conveyance of passengers;" and it appears to this office that any other means of conveyance, which must be hired for an officer's special use, would be "special conveyance."

5. Paragraph 71, page 26, of the commentary to accompany the draft Travelling Allowance Code, shows the intention with which section 69 of the present edition of the code was framed. If a subordinate officer be directed to proceed by any *particular* means of conveyance, the cost of which exceeds the travelling allowance ordinarily admissible, such cost may be granted in lieu of the ordinary travelling allowance, and this would apparently cover the case of a Superintending Engineer directing a clerk to travel by country-cart, in order that the latter may keep with his superior officer and be ready for work at halts.

6. In the draft Travelling Allowance Code, section 2 (*c*), it was distinctly stated that "public conveyance does not include a palanquin, carriage, boat or other conveyance hired for the special use of an officer." In the present edition of the code, section 3 (*d*), those words are omitted, apparently because they are unnecessary; as the words "which plies regularly for the conveyance of passengers" appear to explain sufficiently what is intended. The Examiner, however, assumes that the original

~~3~~. (2)

intention has been departed from, and, to support his assumption, he quotes the note to the section, which includes in "public conveyance" the express tonga dâks plying between Simla and Amballa, and the palanquins plying in connection with the Pathankot-Dalhousie dooly dâk. The inclusion of these items appears, however, to reiterate the intention previously expressed in the draft code, for they are doubtless inserted to show that public conveyance means any regular carrier service which plies from one station to another for the conveyance of passengers. Country-carts and other means of conveyance which do not ply regularly for passengers, but which must always be specially hired for special jobs, cannot apparently come within the code definition.

7. It is suggested that, if considered necessary, a reference may be made to the Government of India as to whether the Examiner's interpretation of the rule is correct.

8. The papers now referred have been kept back pending receipt of a reply from the Government of India to the reference made in G.O., dated 12th April 1886, No. 325, Financial, which reply was communicated in G.O., dated 29th May 1886, No. 470, Financial.

OOTACAMUND,
22nd June 1886.

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

To the Financial Department, with papers in original.

From H. F. CLOGSTOUN, Esq., Accountant-General, to the Chief Secretary to Government, dated Fort St. George, 20th July 1886, No. 2089.

With reference to your endorsement, No. 1040-C, dated the 30th of June 1886, forwarding, for my opinion, papers in connection with a claim to actual cost of transit made by the Superintending Engineer, VI Circle, on account of certain of his clerks, I have the honor to state as follows.

2. The claim is preferred under section 69 of the Civil Travelling Allowance Code, which allows an officer of a class lower than the first, who is required by a superior authority to travel by any special means of conveyance, the cost of which exceeds the daily or the mileage allowance, the actual cost of transit by such means. To this claim the Examiner of Public Works Accounts, Madras, takes objections on the ground that the vehicles used on the occasion, viz., "country-carts," are the ordinary means of conveyance, and cannot be called "special means of conveyance," which he defines as those which are "not ordinarily, commonly, or uniformly available on a route."

3. The intention of the section, it seems to me, is to empower a superior authority in case of need to require an officer of a class lower than the first to travel by any particular class of conveyance, be it country-cart, tonga, horse, pony or whatever it may be, which will enable the subordinate to travel with the necessary rapidity, and to pass to him the actual expenses of such transit. The word "special" used in the section is not, in my opinion, intended to signify that the conveyance must be of a kind which is not ordinarily, commonly, or uniformly available on the route, though in each particular case the conveyance may often be one which would not ordinarily be used by the subordinate in question, because the cost of it exceeds the travelling allowance ordinarily admissible. There is a certain validity in the objection taken by the Examiner that "it is not intended by the rules that a subordinate should be recouped his actual expenses for a single journey when on ordinary tours and employing ordinary means of conveyance, when his expenses exceed the mileage rates or daily allowance admissible, for," as he rightly observes, "travelling allowance is given, not only for days travelled, but for days halted, when no expenses need be incurred for hire of carts, &c., and these considerations should be borne in mind by all countersigning officers, and should not be lost sight of by an Accountant-General in deciding in particular cases whether the concession of special travelling allowance under section 69 was, or was not, properly granted."

4. The grant of actual expenses by a special means of conveyance to every clerk required to make a march of 10 miles and do office work at the end of it, on the plea that he was required to attend office at a particular hour, and could not be expected to do so unless his actual expenses by special conveyance were paid to him by the State, would, it is unnecessary to point out, lead to a very considerable increase of expenditure on travelling allowance.

629

5. The papers received are herewith returned.

ORDER—dated 29th July 1886, No. 721, Financial.

The opinion of the Accountant-General will be communicated to the Public Works Department.

(True Extract.)

E. F. WEBSTER,
Chief Secretary.

To the Public Works Department, with enclosure.

Exd. A. Raitt.

No 2083 W dated 18th August 1886

Communicated to officers of the P. W. Department for information and guidance

2. The remarks of the Accountant-General in para 3 should receive the careful attention of Controlling officers

(Sd) J S

Gobt. of {1886} Madras.

FINANCIAL.

Issued

Recd. Encl.

G.O., 29th July 1886, No. 721.

No 2083 W dated 18th August 1886

JULY.

Ch. E. for I
Supg. Engs
Supt of W. S. W. S
C. A. to Govt.
Exr P. W. accts

Travelling Allowance.

Communicating to the Public Works Department the opinion of the Accountant-General regarding the claim to actual cost of transit made by the Superintending Engineer, VI Circle, on account of certain of his clerks.

---

(2)

No. 2789 dated 21.12.88

o W.

E2

If you ignore the body
f the section in question (Civil
ravelling Allowance Code section
)) and look only to the wording
f the"rule" or note appended to
hat section, then perhaps the
odified form of certificate may be
aid to meet the actual requirements
f the Civil Travelling Allowance
ode, inasmuch as the form provides
or showing (1) that the special
eans of conveyance was absolutely
ecessary and (2) the circumstances
hich rendered it necessary, but (4)
ven the"rule" requires the Account-
nt General to report any case in which
he concession appears to have been
improperly granted, and this is impossible unless the certificate
sets forth all material circumstances.
I maintain however that you cannot
ignore the body of the rule, and that
no certificate really meets the
requirements of the Civil Travelling
Allowance Code which does not show
that the circumstances of the case
are such as are contemplated by the
section as a whole.

2. In framing the form of

24

certificate, the object should be to ensure that it shall show, on the face of it, all facts and circumstances of which a knowledge is necessary for the proper check and audit of the claim whether by the controlling officer or by the Examiner. Any other course can only lead to trouble, owing to constant inquiries and references regarding questionable claims; and the deliberat exclusion from the form of certificat of provision for information on material points would, I submit, be neither more nor less than connivance at a general evasion of the spirit, if not of the letter of the Code.

54

3. The question then seems to me to be what is the meaning of the section as a whole, and what are its essential requirements; and as to this, I submit that the intention of the rule is that actual expenses shall only be granted when the officer concerned has been directed or ordered by superior authority to travel by a particular means of conveyance, which he would not have used but for such direction in order to secure expeditious travell

5

(5)

129 (2)

n the interests of the public ervice. I understand the essential equirements of the Code to be

(a) that there shall have been a previous order to travel by a particular means of conveyance

(b) that the means of conveyance shall be one which would not have been used in the absence of such previous order, and

(c) that the order shall have been given entirely in the interests of the public service, and not simply to enable an officer to draw for an ordinary journey made by ordinary local means of conveyance, a larger allowance than he could have drawn in the absence of such an order. (4)

4. As to the first point, I submit that the wording of section 60 — "required by superior authorit is by itself sufficiently clear, but all doubt is removed by the wording of the Government of India letter No. 1896 A. G. dated 16th. November 1886 according to which the conveyance by which an officer is to travel must be prescribed, i.e. stated beforehand.

5. With regard to the other

25

two points (b and c), the principle has over and over again been affirmed, that an officer has no claim to be reimbursed the actual expenses of every journey that he makes. It is admitted that he will sometimes be a loser, but on the other hand he sometimes gains, and he has to set his gains against his losses, the rules being only intended to ensure his being reimbursed on the whole, and in the long run. To admit that a certificate under section 60 may be given, as it frequently is given, simply because no other means of conveyance was available" would be to admit that every officer of a class lower than the first is entitl to be recouped his actual expenses on all occasions. 2

6. If then the certificate is to fulfil the real requirements of the Code, and not simply the actual requirements of the "rule" or note under section 60, it must show that there was a previous order to travel by a particular means of conveyance, which would not otherwise have been adopted, and it must ~~also~~ show that the order was given in the interests of the public

6

(6)

629

service. Also, the certificate must show what means of conveyance was prescribed, because, if this informatic is not given, it is impossible for th controlling officer to judge of the necessity — in which case his count signature becomes a farce, and it is impossible for either controlling officer or Accountant General (i. e. Examiner) to judge whether the concession has, or has not been properly granted, or whether the conveyance charged for is the same as was prescribed.

7. For these reasons, I cont that the form of certificate, as i stands, in the proof copy as submitted by me (i. e. without the corrections since made) should not be alte ed, unless — and this I submit is desirable and indeed necessary — the addition of a note to make it clear that the reasons justifying the order and the certificate must be based on the interests of the public service, and that the means c conveyance must be one which presumably would not have been adopte if not prescribed.

8. The one object to be loo to, in considering in detail the

wording of the certificate, should be to ensure that it shall clearly show the circumstances in which the certificate is admissible, so as to prevent the improper grant of the certificate. It is surely better to do this than to adopt a form which is certain to lead to the improper grant of certificates, and therefore to disallowances and correspondence. From this point of view, in connection with the substitution of " directed " for " required " the only question is which of the two expressions most clearly expresses the intention of the rule. Taken in connection with the words "by me" or " by superior authority " meaning of the word required" is, I think, quite plain i. e. it means " directed " or " ordered "; but taken, as it often is, apart from these words it may easily be understood, and as a matter of fact, it is understood to mean only that the use of the particular means of conveyance was "necessary". The word "directed" is not open to such misinterpretation and therefore it seems to me preferable. I have explained in para 6 why it is necessary that the means of conveyance used shall be stated i the certificate.

9. In conclusion, I submit that the only real question is, what is the meaning and intention of section 60 of the Civil Travelling Allowance Code, taken as a whole, and taken in connection with other Code rules and accepted principles, and notably in connection with the principle that an officer has no claim to be reimbursed his actual expenses for every separate journey or part of a journey. If Government accept my view of the intention of the section — and practically they have — already accepted it, in connection with certain cases in the Nilgiri Division, see G. Os. Nos. 2543 W. and 2544 W. dated 18th. August 1888 — then they will naturally desire that the form of certificate shall make the intention as clear as possible so that questionable claims, and the consequent disallowances and correspondence may be avoided. If on the other hand, Government does not accept my interpretation, then it becomes necessary to obtain an autho tative interpretation, and this can only be done by a reference to the Government of India. If such a refe ence is made at once, it will give very little trouble; but if the modified form of certificate

①

adopted, without any previous reference to the Government of India regarding the meaning of the section, a great deal of trouble will be caused, because I shall be obliged in almost every case to make inquiries as to the circumstances under which the certificate is given, and I shall be obliged to disallow a large number of claims, which will no doubt necessitate a large number of references to Government on specific cases.

10. If my views are now accepted, I will submit proposals for additional notes to be inserted on the form so as to make quite clear the intention as to the circumstances in which the certificate may be properly granted.

③

C.

P 21/12.
Enc: 2

②

629 W

No. 115 C d/ 11th Jany 1889

Transferred to the Financial Dept for favour of orders as to the form of Certificate to be prescribed, under Sec. 60 & Rule, Civil Travelling Allowance Code.

④

Colonel R.E.
Secretary to Govt P.W.D.

Certificate prescribed by the Rule under Section 60 of the Travelling Allowance Code -

629/8

I certify that the use of the Special means of Conveyance charged for in the attached Bill was absolutely necessary for the following reasons - viz

Station —
Dated —
Head of office (a)

Countersigned

Controlling Officer (b).

Station —
Dated —

(a) Executive Engineer or other superior authority.

(b) Superintending Engineer or other Controlling authority

⑤

11209

Cons. L.O. file put. He has not yet replied to No. 4038C of 22-10-88 — D.B.
3-11-88 —

629/9

(9)

SUPG. ENGINEER'S OFFICE 4TH CIRCLE,
~~Coimbatore~~ 30th October 1888.
Ootacamund

629/10

A. W. Martin, Esq.,
uperintending Engineer,
Fourth Circle,

Chief Engineer,
P. W. Department.

eerting to the Examiner's office
6th August 1888 referred to
8th idem No. 2543 W. regarding
lerred by Accountant Raja
Clerk Subba Row for
ance on account of the
red by them on their transfer
ist to the Nilgiri Division,
or to inform you that at
e Executive Engineer, Nilgiri
ed the Examiner to furnish
ffice note No. 2009 dated 4th
eferred to in his office note
e: In reply he states that

6 he

(10)

does not consider himself at liberty to communicate copies of Notes submitted to Government in regard to matters referred to him for opinion, and that if a copy is required it should be obtained through you.

2. In letter No. 2870 dated 24th inst. from the Executive Engineer Nilgiri Division copy herewith forwarded, he points out that unless a copy of the Note is furnished to him, he may again fall into the error of advocating inadmissible claims, I agree with this opinion, and, unless you see some objection to furnishing a copy of the note, I consider a copy should be sent to the Executive Engineer.

I have the honor to be,
Sir,
Your most obedt. Servant,

E W Martin
Superintending Engineer,
IV Circle.

No. 2870

Nilgiri Division Office,
Ootacamund 24th October 1888.

679/11

From
W. B. de Winton Esq.,
Executive Engineer, Nilgiri Division,
Ootacamund.

To
The Superintending Engineer,
Fourth Circle,
Coimbatore.

Sir,

In reply to your No. 484/N.I. of 17th instant, I have the honor to state that the Examiner's disallowance is upheld in G.O. No. 2543 W. of 18th August 1888, for reasons given in his Office Note No. 2009 dated 4th August 1888 (vide Para 1 of his Office Note No. 2022 of 6th August printed with the G.O.)

2. This Office Note has never been communicated to me and I am therefore unable to understand the grounds of disallowances and may again fall into the error of advocating inadmissible claims.

(11)

3. I therefore beg that you will be good

good enough to apply to Government for a Copy of the Office Note in question for my information and guidance.

I have &ca,
(By order)
Signed/ T. K. Ragavandra Row
Accountant
for Executive Engineer. N. Dn.

(True Copy)

Superintending Engineer,
IV Circle.

629
/12

9

P.W.C. No 10750
3789 C 9-10-88
& file
4038 C d/ 22-10-88
& file,

PWC No 11209

Memo.–

The claims in question have been disallowed on grounds which are now under reconsideration. The Executive Engineer should be requested to await the result.

From
The Supg Engineer,
Fourth circle

Dated 30th October /88

SECRETARY TO GOVERNMENT
2 NOV. 88
P.W. DEPARTMENT, MADRAS

No. 495
Ecl

Enclo: 1

Accountant Raghavendra Row and Clerk Subba Row:–

Requesting to be furnished with a copy of Examiner's Office Note No. 2009 of 4th August 1888 on the subject of the claims of Travelling allowance preferred by – on the occasion of their transfer to Nilgiris &c in Deci-

.3.11.88

3/11/88

EW
Ext

13 Nov

S.E. IV Circle &
S.E. IV Circle 5/11

95
10/11

Note

From the Supt. of Eng. IV Circle No. 395 Ew d/ 15. 9. 88.
Office Note from the Ex. P.W. accts No. 2336 d/ 28. 9. 88.

629
14

Although the draft disposal on this paper has been initialled by Col: Hasted, he wished the matter to be reconsidered with reference to the form of the Certificate under Section 60 – Rule – of the Travelling Allowance Code, which was approved in G.O. 2376 w d/ 6th August 1888. A copy of the Certificate is attached to C. No. 9833 – It has not yet been issued to the Department for guidance, but the Examiner notwithstanding insists on its adoption.

(14)

The form of certificate seems to go beyond the requirements of the rule. It assumes that a prior order has been ~~been~~ given to an officer

60

Officer travelling to use "special means of Conveyance". viz: something specified - ~~and~~ Unless such order has actually been issued, the Certificate required by the Rule cannot be granted, and, as a consequence, the allowance admissible under Section 60 cannot be drawn.

As a matter of fact such specific orders are rarely given before a journey is made, and the Rule does not require that they should be given. All that the rule requires is that the Charge should be supported by a Certificate, certifying that the use of the Special means of Conveyance charged for was absolutely necessary; the circumstances rendering this Conveyance necessary being specified. The difference becomes important in practice -

On the Coonoor ghat the cheapest means of conveyance is a cart -

A clerk is ordered down the ghat on duty and he takes a cart as a matter of course, unless he walks the whole distance which can be scarcely expected; but if, in the order of transfer or whatever it may be, there is no specific mention of the cart, the Examiner refuses ~~the~~ to pass the Charge - and there seems to be no means of rectifying what may be an oversight.

A certain form of certificate is prescribed; this form presumes that certain orders have been issued; and if these orders have not been issued, the certificate cannot be signed, and the travelling allowance will not be passed.

The rules in the Code are strict enough, and there seems no reason why they should be made more rigid by the adoption of forms which go beyond their intention.

Proposed

Proposed therefore, that the form be recalled and reconsidered.

L. S.
10. X. 88

In his Office Note 2009 of 4. VIII. 88. C. says that an order under Section 60 of the T. A. Code should be given only when "Expeditious travelling is absolutely necessary". There seems no sufficient warrant for this view of the rule.

L. S.

The form should be recalled, and altered so as not to exceed the provisions of S. 60 C. T. Code.
If other claims have been disallowed, owing to form sometime not having been given, they should now be passed.

11. 10. 88

11/10/88

Office note recalling the draft Certificate prepared. Propose to take up the claims – E.Q. 2523 W. to E.Q. 2524 W. of 18 Aug. 88 and C. No. 9533 after the new form of Certificate has been settled – as the claims will depend on the wording of the Certificate

L. S.
11. X. 88.

629
16

12

Back as marked on the current.

No. 385/ C.

Government of Madras.

PUBLIC WORKS DEPARTMENT,

Chepâk, 11 October 1888.

OFFICE NOTE.

From

W

To

C

Please return for reconsideration the *form* of certificate under section 60, Rule of the Travelling Allowance Code, approved in G.O. 2376 W d/6th August 1888.

(Sd.) W. L. C. B.
11-10-88

D.W.

D
11/10

D 13/10

Cert

Certificate prescribed by the Rule under Section 60 of the Travelling Allowance Code.

629
17

I certify that the use of the special means of Conveyance charged for in the attached Bill was absolutely necessary for the folg. reasons *viz* —

Station —
Dated —

Head of office (a)

Countersigned

Controlling officer (b)

Station —
Dated —

(a) Executive Engineer or superior authority

(b) Supdg. Engineer or other controlling authority

B

(17)

No. 3851C d/11-10-88
" 3560C " 20-9-88
" 2492W " 22-10-85
" 222W " 19-1-88
" 318W " 26-1-88
" 2544W " 18-8-88
" 2083W " 18-8-86
" 2543W " 18-8-88
" 2376W " 6-8-88
" 4104C " 16-11-87

1888.

P. W. DEPARTMENT

Current No. 10648

From

The Examiner
P. W. Acct's.

Enclos.—1.

No. 2444
Dated 19th Octr. 1888
Received 20 — do —

Subject.

Forwarding the form of certificate under section 60, Rule of the Travelling Allowance Code, approved in G.O. 2376W d/6th August 1888.

Disposal.

No. 4038C Dated 22nd Octr. 188

To
C

Please let me know whether you see any objection to the accompanying revised draft form being substituted for that previously approved.

(Sd) W. L. C. B. (Sd) H. R. M.
20-10-88.

JW 23/10

629
78

16

18

~~629~~ ~~15~~

Cannot the whole question of Certificates required be transferred to the Financial debt.

629

I do not see why C should lay down rules to the Debt The T A lacks abilities to all debts, and the Financial debts sh'd lay down the rules ~~as~~ certificates so that the Madras Govt advises of which the T A lacks rules that require the Local Govt orders

15

C states many new ideas that I think probably the

15

Accountant General would
not agree with

Accd C. No. 40. 21

629

The Examiner's report
on the question of extension
of Mr Toogood's joining
time, bearing C. No-
13123 sent to SAW on
21-12-58. D.P.
629 7-1-59

17

(21)

Au

629

Please put up 819. P.R. &
1/X/88 quoted
within

JB

Saw

+ as a part
of the F.O.
file now put up

22/XII

D.P.
22.12.88

1889.

P. W. DEPARTMENT.

Current No. 13139 of 88

From

The Supdg. Engineer
Periyar Project

Enclos.—

No. 1349 P.R.
Dated 17 Dec. 88
Received 22 – do —

No. 4888C d/ 5-12-88
" 4038C " 22-10-88
" 3851C " 11-10-88
" 2083W " 18-8-86
" 4104C " 16-11-87
" 2376W " 6-8-88
" 2543W " 18-8-88
" 2544W " 18-8-88
" 3560C " 20-9-88
" 2492W " 22-10-85
" 222W " 19-1-88
" 318W " 26-1-88
P.W.C. No. 10750 & file (L.O.)
No. 4306C " 6-11-85

SUBJECT.

Submg: for the Sanction of Govt Exr's Disallowance List No. 313 of 88-89 from the Travelling allowance Bill of the Supdg: Engineer's Office - Periyar Project for October 1888

13/11/91

DISPOSAL.

No. 77C
Dated [illegible]

Item 1 - In the circumstances the Chief Engineer is not prepared to recommend this claim for sp[illegible]l sanction.

Item 2. The Examiner's disallowance must be upheld pending orders on the proposed revision of the certificate required under section 60 C.T.A. Code. In any case the Chief Engineer is of opinion that your Coolies is a greater number than should be allowed to a IV class clerk.

2/9/11 (Sd) H. R. Mead Col. R.E.
Chief Engineer P.W.D.

629/23

~~19~~ ㉓

1145

Why not return to use the words in the Code namely "Required"

Will not this meet the case

629/24

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on the proposed revision

1 No. 4038 C d/ 22-10-88
" 3851 C " 11-10-88
" 2083 W " 18-8-86
" 4104 C " 16-11-87
" 2376 W " 6-8-88
" 2543 W " 18-8-88
" 2544 W " 18-8-88
" 3560 C " 20-9-88
" 2492 W " 22-10-85
" 222 W " 19-1-88
" 318 W " 26-1-88

P.W.C. No. 10750 – (No. 3789 C 9-10-88 & file)
" 4306 C d/ 6-11-88

25

1888.

P. W. DEPARTMENT.

Current No.s 10648 & 11985

From

The Examiner
P.W. Accts.

Enclos.— 2

No. 2623

Dated 20th Novr 1888

Received 21 —do—

Subject.

Stating that the form of certificate under Sec. 60, Rule of the T. A. Code as already approved by Govt, should not be modified without a reference to the Govt. of India with a view to modification of the section, or its interpretation in a different sense.

Disposal.

No. 4888 C Dated 5 Decr 1888

To
C

There appears no necessity to go beyond the actual requirements of the Civil Travelling Allowance Code, Section 60 and note. It is proposed therefore to alter the certificate as shown

shown in the printed copy forwarded by you. The word "required" is used in the Code, and there seems no reason to transpose this to "directed" in the certificate. The Code does not require the special means of conveyance to be named or described, and the word "namely" after "conveyance" has therefore been struck out.

The certificate as altered, is strictly in accordance with the requirements of the Civil Travelling Allowance Code, and it does not appear why it should be submitted to the Govt. of India for approval.

Please say whether you agree.

(Sd) W. L. C. B.
4-12-88
(Sd) H. R. M.
5/12/88.

D 6/12

629
25

21

EXAMINER
7 DEC 1888
P. W. ACCOUNTS

No. 3851 C D.

Government of Madras.

PUBLIC WORKS DEPARTMENT,
~~Ootacamund~~ Madras, 11 October 1888.

OFFICE NOTE.

629
26

From
W

To
C

Please return for reconsideration the form of certificate under Section 60, Rule of the Travelling Allowance Code, approved in G.O. 2376 W d/ 6th August 1888.

11.10.88
D. W.

SECRETARY TO GOVERNMENT
20 OCT. 88
P. W. DEPARTMENT, MADRAS.

26

To W. No. 2464 D/ 19.10.88

Herewith the form asked for.

(Enc.-1)

C 19/10.

EXAMINER
No. 1663
12 OCT 1888
ENCLOSURES
P.W. ACCOUNTS

EXAMINER
No. 1703
24 OCT 1888
ENCLOSURES 2
P.W. ACCOUNTS

BCle 10848
1198

No. 4038 C d/ 22nd Octr. 1888

To
C

Please let me know whether you see any objection to the accompanying revised draft form being substituted for that previously approved.

Ry 20/10/88
Enc 1

W

To W.

No. 2628 d/ 20.11.88
Enc: 2

Section 60 of the Civil Travelling Allowance Code contemplates that the officer shall have been required i.e. directed or ordered, to travel by special means of conveyance which according to G.O. No. 2083 W. dated 18th August 1886 means "specified" means of conveyance. It is clear therefore that the section contemplates

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previous specific instructions, whereas the sole object of the proposed modification appears to be to obviate the necessity of such previous directions.

2. I think therefore that the certificate as already approved by Government should not be modified without a reference to the Government of India with a view to modification of the section, or its interpretation in a different sense from that indicated above.

20/11

C.

Ab 20/11

20/

+ thought he be sent with the file to Cnw- 21-12-88-

No. 4888 C d/ 5th December 1888 +

To
C

There appears no necessity to go beyond the actual requirements of the Civil Travelling Allowance Code, Section 60 & note - It is proposed therefore to alter the certificate as shown in the printed copy for

~~23~~ 27

forwarded by you.

The word "required" is used in the Code, & there seems no reason to transpose this to "directed" in the certificate - The Code does not require the special means of Conveyance to be named or described, & the word "namely" after "Conveyance" has therefore been struck out.

The certificate as altered, is strictly in accordance with the requirements of the C.T.A. Code, and it does not appear why it should be submitted to the Govt. of India for approval.

Please say whether you agree.

WCM
4.12.88

5/12/88

W

PWC No 11985

ENCLOSURE
7 DEC 88

2001/87

14 21.11.88
E-2

To

Financial Department.

629/28

CHIEF SECRETARIAT, MADRAS.

Print without enclos

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following papers

From the Public works Dept. d/11th January 1889, No 115C.
From the Accountant General, d/16th February/89, No 499.

Order :- 28th February 1889 No 126.

The certificate should run in the form desired by the Examiner and the Accountant General as entered below:-

Certificate

— was directed by me to use special means of Conveyance, namely — for the journey from — to — on the — and the cost of such special means of Conveyance was absolutely necessary for the following reasons, namely: —.

(True Extract)

28

28

Asst Secretary

28

To,

The P. W. Dept. with C No 42 and previous papers recd. ✓
" Accountant General.

S.D

629

29

X

Genl
Acct

No. 629 W dd 2d March/89

A

Communicated to the Exr P.W. Accts with reference to his office note No. 27/89 d/ 21st December 1888, also to Supttg: Engrs: with advertence to Sec: 60 & Rule, Civil Tr: allce: Code.

2. Form No. M 153 F as originally drafted by the Exr may now be issued to the Depts.

[illegible]
2. 3. 89

2/3/89

Ex: P.W. accts with draft form No. M 153 F
Supttg: Engrs ✓
C.A. to Govt: ✓
Chr Engr: for Irrgn: ✓

9/3

Mem 2090

[6]

Govt. of {188 } Madras.

29

To

The P.W. Dept

Rey 1/3/89

Proceedings, dated 28/2/ 1889
No. 126

SECRETARY TO GOVERNMENT,
1 MAR. 8
P.W. DEPARTMENT, MADRAS.

Subject.

Form of Certificate prescribed under Sec 10 of the Civil Travelling Allowance Code

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629

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Govt. of (1889) Madras.

PUBLIC WORKS.

2/3

Dated

Recd.

Encl.

G.O. 2nd March 1889 No. 619 W

Certificate

—

Pro. in the Civil Dept approving form No. 1537 for certificate under Section 60 of the Civil Travelling Allowance Code, Comᵈ to the Officers concerned with remarks

(30)

x 180/14

J.H. 2/3