(1) பக்கங்களின் எண்ணிக்கை 14

(2) புதுக்கித் திருப்பிய நாள் 2/92

(3) ஆதாரங்குறிப்பவர் சுருக்கொப்பம் 24/3/92

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

PWD துறை

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அரசாணை எண். / மு. கோப்புத் தாள் எண். 2520 அச்சகம் / பலவகை

நாள் : 9-9-1852 198 .

மடிக்கவோ கண்டபடி கையாளவோ கூடாது

7 Sheets

ஆவண. கா-1—18,006—15-6-87.

2520/1

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.
Account.

READ—the following paper:—

From Lieut.-Colonel A. C. SMITH, R.E., Superintending Engineer, VI Circle, to the Chief Engineer, Public Works Department, dated Trichinopoly, 24th August 1892, No. 778 T.C.

I have the honour to submit, for early orders of Government, the following points in connection with the Government of India Public Works Department Code:—

(*a*) By para. 1350 of the Madras Public Works Code a Superintending Engineer was invested with the power of accepting tenders or making contracts for public works up to Rs. 20,000; also in these cases Executive Engineers were authorized to open the tenders and forward them with their reports and recommendations to the former, whereas in the other code (which came into force on the 1st of the current month) volume I, chapter VIII, para. 8, the power of a Superintending Engineer is limited to Rs. 10,000, unless it is increased to Rs. 20,000 at the discretion of the local Government, while Executive Engineers are not vested with the power of opening tenders to be accepted by Superintending Engineers. I request to be informed whether in these cases the procedure hitherto adopted is to be continued or that prescribed in the India Government's Code to be followed. In the latter case, I think it necessary to point out that much unnecessary correspondence and delay or waste of time would be involved.

(*b*) By the note to para. 1364 of the Madras Code, Superintending Engineers are allowed the option of reducing the 10 *per cent.* deduction from the payment to 5 *per cent.* or to such intermediate centage as will meet requirements without unduly hampering contractors in their operations. This option is really necessary in several cases, especially in those places where it is difficult to get proper contractors, as in parts of Madura and Tinnevelly, whereas this option is not allowed in the other code —*vide* para. 23, chapter VIII, volume I, which fixes the deduction at 10 per cent.

(*c*) By note to para. 1373 * of the Madras Code all instruments embodying any agreement or contract, and all bonds, agreements of deposits, or other instruments executed as security are exempt from stamp duty, whereas in para. 1365 of even that code and in the latter part of para. 24, chapter VIII, volume I of the India Government Code, it is stated, while referring to rules for dealing with deposits, that the contractor "will also be required to meet all charges for stamps connected with the contract." It is not understood what is meant by these charges for stamps, and I beg to request that this part of the rule may be interpreted.

---

* Also Government of India Finance Department notification No. 1519 of the 22nd March 1889.

ORDER—dated 9th September 1892, No. 2520 W., Public Works.

The following orders are passed on the questions raised by the Superintending Engineer:—

Clause (*a*). The limit of Rs. 10,000 fixed in para. 8, chapter VIII of the Government of India Code is not absolute. It may be increased at the discretion of the local Government to Rs. 20,000, and this has already been done in this presidency. As regards the opening of tenders by Executive Engineers, the attention of the Superintending Engineer is called to para. 18, chapter VIII of the code which gives the desired authority.

Clause (*b*). The discretionary power conferred on Superintending Engineers by the note to clause (*b*), para. 1364 of the Madras Code, under which deductions from payments to contractors may be reduced from 10 per cent. to 5 per cent. or other intermediate centage will be continued.

Clause (*c*). The reference to charges for stamps in para. 24, chapter VIII of the Government of India Code, has since been expunged by Standing Order No. 24 of 1892.

2. The Superintending Engineer's attention is called to para 2. of G.O., No. 6 W., dated 4th January 1892, under which the present reference should have been submitted through the Examiner, Public Works Accounts.

(True Extract.)

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

To Superintending Engineers.
,, the Consulting Architect.
,, the Superintendent of Works, Periyár Project.
,, the Examiner, Public Works Accounts.
,, the Chief Engineer for Irrigation.

Exd. S. J. Pereira.
Spare Copies

2520/2

GENERAL.
ACCOUNT.

Govt. of {1892} Madras.
PUBLIC WORKS.

Dated September, 9th.

Recd. *Encl.*

G.O., 9th Sept. 1892, No. 2520 W.

SEPTEMBER.

Contracts

Orders on questions raised by the Superintending Engineer, VI Circle, with regard to the acceptance of —, the opening of tenders, &c.

3

No. 778 TC

OFFICE OF THE SUPERINTENDING ENGINEER,
6TH CIRCLE.

Trichinopoly, 24 August 1892

25/-

From
Lt Col. A. C. Smith R.E.
The Superintending Engineer,
6TH CIRCLE.

To
The Chief Engineer,
PUBLIC WORKS DEPARTMENT.

2520/4

SIR,

SURES.

I have the honor to submit, for early orders of Government, the following points in connection with the Government of India P.W. Department Code.

(a) By para 1350 of the Madras P.W. Code a Supg: Engineer was invested with the power of accepting tenders or making contracts for public works up to Rs 20,000; also in these cases Executive Engineers were authorised to open the tenders and forward them with their reports and recommendations to the former; whereas in the other Code (which came into force on the first of the current month) Vol. I Chap: VIII para 8, the power of a Supg: Engineer is limited to Rs 10,000, unless it is increased to Rs 20,000 at the discretion of the Local Govt.

Government, while Executive Engineers are not vested with the power of opening tenders to be accepted by Supg: Engineers. I request to be informed whether in these cases the procedure hitherto adopted is to be continued or that prescribed in the India Govt. Code to be followed. In the latter case, I think it necessary to point out that much unnecessary correspondence and delay or waste of time would be involved.

(b) By the note to para 1364 of the Madras Code, Supg: Engineers are allowed the option of reducing the 10 per cent deduction from the payment to 5 per cent or to such intermediate centage as will meet requirements without unduly hampering Contractors in their operations. This option is really necessary in several cases, especially in those places where it is difficult to get proper contractors, as in parts of Madura & Tinnevelly whereas this option is not allowed in the other Code vide para 23. Chap: VIII Vol. I which fixes the deduction at 10 per cent.

(c) By note to para 1373x of the Madras Code all instruments embodying any agreement or contract, and all bonds, agreements of deposits, or other instruments executed as security are exempt from stamp duty, whereas in para 1365 of even that Code and in the latter part of para 24 Chap. VIII Vol. I of the Indian Government book, it is stated, while referring to rules for dealing with [illegible]osits, that the Contractor "will also b[illegible] required to meet all charges for stamp connected with the contract". It is not understood what is meant by "these charges for stamps, and I beg to request that this part of the rule may be interpreted.

x also Govt. of India finance department notification No: 1519 of the 22nd March/84.

I have the honor to be
Sir,
Your most obedient Servant

A. [illegible]mith Lt Col. R.E.
Supg. Engineer
VI Circle

Rd. 1592
29.7.87

P. W. CURRENT N

P. W. D. 6th C

From

The Superintending Engi

To

THE CHIEF ENGINEER

Public Works D

No. 778 T.C.

Dated 24 } August
Received 27 }
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Enclosures.

Contracts— sub
orders of Government
points with referen
acceptance &c o
Sup. Engineers &c a
in the Govt. of Ind
code & requesting
of Rule. 24 chap. VIII
the same code.

A/

No. 2520 W d/9 September 1892 — PUBLIC WORKS DEPARTMENT.

Genl
Act

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following

Letter from the S.E. VI Circle } (Ho. No. 778 T.C. d/24 VIII. 92)

3 P. 25/6

The following orders are passed on the questions raised by the Supdg Engineer:—

Clause (a). The limit of Rs 10,000 fixed in para 8 Chap: VIII of the Govt of India Code is not absolute. It may be increased at the discretion of the Local Government to Rs 20,000, and this has already been done in this Presidency. As regards the opening of tenders by Executive Engineers, the attention of the Supdg Engineer is called to para 18, Chap: VII of the Code which gives the desired authority.

Clause (b). The discretionary power conferred on Supdg Engineers by the Note to clause (b) para 1364 of the Madras Code, under which deductions from payments to contractors may be reduced from 10 per cent to 5 per cent, or other intermediate centage, will be continued.

Clause (c). The reference to charges for stamps in para 25 Chap: VIII of the Govt of India Code has since been expunged by Standing Order

2. The Supdg Engineer's attention is called to para 2 of G.O. No 6 W dated 4th Jany: 1892 under which the present reference should have been submitted through the Examiner P.W. Accounts. Sd/ 6

Supdg Engineers
Consg: Architect
Sy W. P. Project
Ex P.W. Accts
C E for I

2.5.20
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C No 8714

27-8-08

Govt. of 1892 Madras.

PUBLIC WORKS.

Dated 10/9/92

Recd.

Encl.

G.O., 9th September 1892 No. 2520-W

Contracts

Orders on questions raised by the S.E. VI Circle with regard to the acceptance of —, the opening of tenders, &c

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Sd 10/9

S. 10/9