

Public Works (1896). Department.

G.O., No. 1560 W

DATED 21st May 1896

[Despatch Abstract.]

Rent.

Govt. of India end^d forwarding certain
correspondence on the subject of the —
chargeable for Govt. buildings in
which accommodation is afforded
for the offices of D & Boards, Comd^g of the
of the P. W. D.

Government of India endorsement forwarding certain correspondence on the subject of the — chargeable for Government buildings in which accommodation is afforded for the offices of District Boards, communicated to officers of the Public Works Department.

No. 1560 W., 21st May 1896.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following paper :—

From N. F. MACKENZIE, Esq., Under Secretary to the Government of India, Public Works Department (Civil Works—Buildings), to the Joint Secretary to the Government of Madras, Public Works Department, dated Simla, the 24th April 1896, No. 136 B.

Copy of Public Works Department letter No. 134 B., dated the 24th April 1896, with copy of the correspondence marginally cited, is forwarded to the Governments of Madras, the North-Western Provinces and Oudh and the Punjab, the Chief Commissioners of the Central Provinces, Burma and Assam, the Resident at Hyderabad, and the Agents to the Governor-General in Rajaputana, Central India and Baluchistan, for information and guidance, and to the Finance Department for information.

ENCLOSURES.

From the Secretary to the Government of India, Public Works Department, to the Secretary to the Government of Bombay, Public Works Department, dated 24th April 1896, No. 134 B.

I am directed to acknowledge the receipt of your letter No. 85 A.—264, dated the 20th February 1896, and under the circumstances therein explained, to say that the Government of India have no objection to the proposed exemption of Local Boards in the Bombay Presidency from the payment of rent for accommodation in a Government building when separate accommodation is not provided for Local Board purposes.

2. I am at the same time to forward, for information and guidance, a copy of the under-noted correspondence on the subject of the rent chargeable for Government buildings in which accommodation is afforded for the offices of District Boards.

From F. J. JOHNSTONE, Esq., Secretary to the Government of Bengal, Public Works Department, to the Secretary to the Government of India, Public Works Department, dated 3rd April 1893, No. 917 G.

With reference to Public Works Department letters No. 295 B. and 117 A.—C.W., dated the 8th September 1890 and 28th April 1891, respectively, I am directed to enquire if District Boards are liable to pay rent for such Government buildings or portion of a building as are used by them for the accommodation of their offices.

2. The District Engineer of Jessore occupies a portion of the old Collectorate building at that place for which the District Board used to pay Government a rent of Rs. 30 per mensem, but under the rules contained in paragraph 28, Chapter XI, Volume I, of the Public Works Department Code, the Superintending Engineer raised the rent to Rs. 42 per month at which rate it was paid from August to November 1892. Subsequently the rent was reduced to Rs. 30 per month, and the District Board have now come up for a refund of the excess paid over the

sum of Rs. 30 per month, and the question has arisen whether they can rightly be charged any rent at all. The Examiner of Public Works Accounts, Bengal, is of opinion that under Government of India Circular No. 14 P.W., dated 14th September 1888, District Boards should not pay rent for Government buildings occupied by them for their offices, as they are public offices. The Financial Department of this Government agrees in the above view, but has qualified its opinion with the remark that the question is not free from doubt, and I am accordingly to submit the point for the orders of the Government of India.

From the Government of India, Public Works Department, to the Secretary to the Government of Bengal, Public Works Department, dated 19th May 1893, No. 129 B.

I am directed to acknowledge the receipt of your letter No. 917 G., dated the 3rd April 1893, and in reply to say that the rules contained in Government of India, Finance and Commerce Department, Resolution No. 4145, dated the 28th July 1888 (promulgated under Public Works Department Circular No. 14 P.W., dated the 14th September 1888) do not apply to transactions with Local Funds and other bodies financially independent of Government or for whom separate accounts are kept. District Boards do not therefore come under the category of public departments as defined in those rules and are liable to pay rent for such Government buildings or portion of a building, in which accommodation is afforded for their offices.

From the Secretary to the Government of Bombay, Public Works Department, to the Secretary to the Government of India, Public Works Department, dated 20th February 1896, No. 85 A.—264.

With reference to your No. 129 B., dated 19th May 1893, laying down that rent should be charged to Local Bodies for accommodation provided in a Government building, I am directed to intimate that in this Presidency the Local Fund establishment of a Collector's office is part of the Collector's establishment, and is not provided with separate accommodation. The records of Taluka Boards ordinarily take up but a small corner of a Mamlatdar's office, and the Karkun, who does the Local Fund work, does not need a separate room. In such cases, it would be very difficult to determine an equitable rent, and such rent will generally be a very trifling amount. Under the circumstances, the Government of Bombay propose that Local Boards should be exempted from payment of rent, unless a separate room or building is set apart for Local Board purpose, and I am to enquire whether the Government of India have any objection to the proposal.

ORDER—No. 1560 W., dated 21st May 1896.

Communicated to officers of the Public Works Department in continuation of G.O. No. 1674 W., dated 5th July 1894.

(True Extract.)

Under Secy. to Govt., P.W.D.

To Superintending Engineers,
" the Examiner, Public Works Accounts.

Exd. T. K. Narayana Aiyangar.
Spare Copies

at which rate it was paid from August to November 1892. Subsequently the rent was reduced to Rs. 30 per month, and the District Board have now come up for a refund of the excess paid over the sum of Rs. 30 per month, and the question has arisen whether they can rightly be charged any rent at all. The Examiner of Public Works Accounts, Bengal, is of opinion that under Government of India Circular No. 14 P. W., dated 14th September 1888, District Boards should not pay rent for Government buildings occupied by them for their offices, as they are public offices. The Financial Department of this Government agrees in the above view, but has qualified its opinion with the remark that the question is not free from doubt, and I am accordingly to submit the point for the orders of the Government of India.

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From—The Government of India, P. W. Dept.,

To—The Secy. to the Govt. of Bengal, P. W. Dept.

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To—The Secretary to the Government of India, P. W. Dept.

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No. 1674 W. d. 5-7-94
951 W. d. 7-12-94
198 W. d. 22-1-94
2380 W. d. 15-9-93
1463 W. d. 1-6-93
3183 W. d. 7-10-98

No. 1560 W. d. 21st May 1896.
Comm. to
Officer to the P.W. Dept.
in continuation of G.O. No.
1674 W. d. 5th July 1894.

DESPATCHED

G. C. Press, Simla.—No. 138 P. W. D.—4-5 96.—200.

Supd. Engrs.
Enr. P.W. accts.
Enr. P.W. accts.

G.L.S. 105 D. 21/5/96

No. 136 B.

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.

CIVIL WORKS.

Buildings.

Simla, the 24th April 1896.

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Copy of letter No. 917 G., dated the 3rd April 1893, from the Government of Bengal, Public Works Department.

Copy of letter No. 129 B., dated the 19th May 1893, to the Government of Bengal, Public Works Department.

Copy of letter No. 85 A.—264, dated the 20th February 1896, from the Government of Bombay, Public Works Department.

By order,

N. F. Mander

Under Secretary.

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To—The Secretary to the Government of Bombay, P. W. Dept.

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