

Public Works (1897) Department.

G.O., No. 2770

DATED 5^{October} Sept 1897

[Despatch Abstract.]

Powers of Local Governments to permit disallowances
by Audit Officers: Govt of India Circular regarding
the — so far as they affect payments made more than
Six months before the date when they were challenged
Recorded with reference to G.O. No. 2675 of 24.9.97

BACK PAPERS.

FURTHER PAPERS.

Public Works (1897) Department.

CURRENT No. 9334

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Order

From
The Govt. of India
P.W.D.

Reconnect, with
reference to No. 26752
of 24 Sept. 1897.

No. Circular No. 5
Public Works

Dated 3rd September 1897

Received 16th Do

Enclosures 2-5-97

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SUBJECT.

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Forward for information and
guidance Resolution by the
Govt. of India, Finance & Commerce
Sept. re: powers of local Courts
to remit disallowances by audit
officers so far as they affect
payments made more than 6
months before the date when

FURTHER PAPERS.

RESOLUTION.—His Excellency the Governor General in Council has had under consideration the expediency of delegating to all Local Governments and Administrations and the Departments of the Government of India, the power of remitting disallowances by Audit officers so far as they affect payments made more than six months before the date when they were challenged, provided they consider the amount to have been drawn

by the officer under a reasonable belief on his part that he was entitled to it. His Excellency in Council is pleased to direct that in future Local Governments and Administrations and the Departments of the Government of India may dispose of all cases of over-payments and recoveries from officers serving under them on the principles described above, without reference to the Government of India.

2. It is only in exceptional cases that an Audit Officer should find himself unable to finally audit charges within a period of, at the outside, six months from the date of payment; and recovery should ordinarily be effected from officers of the amount of any over-payment made to them, if objection is raised within that period. Any case in which a Local Government or Administration or Department of the Government of India may consider that recovery should not be effected from any officer of the amount of any over-payment made to him within six months of the date on which objection has been raised, should be reported for the orders of the Government of India.

3. Cases in which erroneous payments have not been challenged within six months should be reported for the orders of the Local Government or Administration or Department concerned, with the Account Officer's recommendation. And an Account Officer should not, without first obtaining sanction, issue an order for the recovery from any officer of pay or allowances erroneously drawn more than six months before the issue of a retrenchment order unless the payment has been challenged within that period. The orders contained in paragraph 5 of the Resolution of the Government of India in this Department No. 998-P., dated 2nd March 1896, may be held to be modified accordingly.

ORDER.—Ordered, that this Resolution be communicated to all Local Governments and Administrations, to all Departments of the Government of India; to the Comptroller and Auditor-General; and to all Accountants-General and Comptrollers.

To The Secretary to the Govt. of Madras
Pro Department

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