Public Works (1897) Department.

G.O., No. 1999 W
2000 W

DATED 24 July 1897

[Despatch Abstract.]

Charge allowance. Ordered that the Sanction of the Govt. of India be again requested to the higher rate of — admissible to Mr. G. D. Legge for the period he officiated as Ex. Engineer, Chingleput Divn.

The Govt. of India addressed

11.7.97

[P.W. 26. 5,000—30-11-96.]

Indexed.

BACK PAPERS.

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FURTHER PAPERS.

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P. W. 40.
1,500—13-4-97.

B
[illegible]

Public Works DEPARTMENT.

Charge allowance to Mr. Legge.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

No 1999 W 9 26.7.97.

READ the following.

From the Govt. of India, P. W. D., No. 695 G., dated 11th March 1897.

From the Superintending Engineer, V Circle, No. 58 W/C, dated 5th May97

The Government of India will be addressed.

The Suptg. Engineer V Circle.

26/7/97

(H. E. No. 2000 W d/ 26.7.97)

To the Secretary to the
Government of India, P. W. D.

Sir,

In reply to your letter No. 695 G dated 11th March 1897, I am directed to state that the special grounds adduced by Mr. Legge's --- superior officers for the grant to him of a charge allowance of Rs. 100 per mensem for the period from 8th April to 18th May 1896, are as --- follows:-

(1) Though Mr. Legge will draw, as pointed out in para 2 of your letter of the 11th March 1897, an acting allowance of Rs. 75 per mensem, this will really be only a net increase of Rs. 45, to his present pay, since before drawing it, he will have to give up the sub-divisional allowance of Rs. 30 per mensem, which he now ~~draws~~ draws; and which already gives him

him a net pay of Rs. 430 per mensem. This net increase of Rs. 45 per mensem is considered quite "incommensurate with the more onerous and responsible duties of the acting appointment".

(2) That when an officer in Mr. Legge's position is put in charge of a Division as officiating Executive Engineer, his duties are in actual fact of a more onerous and more responsible nature than in the case of an Assistant Engineer of the Engineer Establishment proper, for the reason that the social relations of the latter with the officers of the district and with his Superintending Engineer are on a different footing, social relations helping materially to lighten the burden of responsibility.

2. His Excellency the Governor in Council supports these arguments, and directs me to again request the sanction of the Govt. of India to the higher rate of allowance.

I have etc.,

19/7/97

W.

W/

Submitted that the reference to Art 141 A, C.S.R., in H.E.'s alteration be omitted. This ~~[illegible]~~ article shows how the offg. allowance of upper subordinates acting as Ex. Engr. is to be calculated & makes no allusion to the loss of the sub. divnl. allowance.

The draft letter as altered may then issue.

RWR
15/7/97

14/7/97

Charge allce to Mr Legge

P. W. DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following

From the Govt. of India, P. W. Deptt: No. 695 G d/ 11 March/97.
From the Supdg: Engr: V Circle No. 58/C W dated 5 May 1897.

The Government of India will be addressed.

To. The Supdg Engr V circle.

H. E. No. date

To

The Secretary to the Govt. of India
P. W. Deptt:

Sir,

In reply to your letter No. 695 G dated 11 March 1897, I am directed to state that the special grounds adduced by Mr. Legge's superior officers for the grant to him of a charge allowance of Rs 100 per mensem for the period from 8 April to 18th May 1896, are as follows:—

(1) The ordinary charge allowance

Before passing this draft, I should like to be quite sure that the C.E. is correct in his statement of the case. Rule 3 (iii) (933. W. 16 Mar/96) says that the total pay and allce must not exceed Rs. 475. Now is not Mr. Legge able under this to draw his Rs. 400, plus his Rs. 100 (Divl. allce) minus his Rs. 30 (sub. divl. allce), — total Rs. 470?

B.E.H.
1.7.97

[P. W. 40. / 1,000—26-2-97.]

H.E. 10-7-97 [illegible] 5-97

allowance of Rs 75 per mensem admissible to Mr. Legge under article 141 A, Civil Service Regulations, is subject to a reduction of Rs 30 per mensem, as during the time he holds charge of a division as officiating Executive Engineer, he loses his sub-divisional allowance, the net extra allowance being thus only Rs 45 per mensem. This allowance of Rs 45 per mensem is ~~considered~~ quite "incommensurate with the more onerous and responsible duties of the acting appointment."

| ?

Here enter HE's alteration

(2) That when an officer in Mr. Legge's position is put in charge of a Division as officiating Executive Engr; his duties are in actual fact of a more onerous and more responsible nature than in the case of an Asstt: Engineer of the Engineer establishment proper, for the reason that the social relations of the latter with the officers of the district and with his Superintending Engineer are on a different footing, social relations helping materially to lighten the burden of responsibility.

3. His Excellency the Governor in Council supports these arguments and directs me to again request the sanction of the Government of India to the higher rate of allowance.

I have &c.

18/5/99

W

Cu

H.E. 10.7.97 R [illegible]

P.W.D.

Note for His Excellency the Governor

With reference to His Excellency's rescript dated 1st instant, it is submitted that the statement of the case is correct.

Under para 3 of the Resolution of the Govt. of India recorded in G.O. No 933 W dated 16th March 1896 Mr Legge's salary is limited to Rs475, and as his pay as Sub Engineer 1st grade is Rs400, the acting allowance admissible to him is Rs75. But this allowance does not really represent the actual increase to his former emoluments, for while officiating as Ex: Engineer he loses the sub-divisional allowance of Rs30, so that the actual increase to his pay is Rs75 minus 30 or Rs45.

As this increase is considered

I understand the case now. But, I think the meaning of para 1 (1) would be clearer if it ran as follows.—

"Though Mr. Legge will draw, as pointed out in para. 2 of your letter of the 11th March 1897, an acting allce. of Rs. 75 per mensem, this will only really be only a net increase of Rs. 45, to his present pay, since before drawing it, he will, have [under Art. 141 A.C.S.R.] to give up the Sub. divisional allce. of Rs. 30 per mensem, which he now draws, and which already gives him a net pay of Rs. 430 per mensem. This net increase of Rs. 45 per mensem is considered too low.

A.S.H
13.7.97

considered to be incommensurate with the duties and responsibilities of the acting appointment, the higher rate of acting allowance admissible under the old rules may, with the sanction of the Govt. of India, be granted under para. 5 of the Resolution referred to above. This higher rate in Mr. Legge's case will be Rs 100 under Art 142 (a) of the C.S. Regulations.

The subdivisional allowance cannot be taken into account in calculating Mr. Legge's salary as when an officer is appointed to officiate as Ex: Engr. in charge of a division, he ipso facto loses that allowance.

Practically, however, Mr. Legge's net ~~pay~~ increase of pay will only be 100 - 30 = Rs 70, if the Govt. of India sanction an officiating allowance of Rs 100.

10/7/97

R.W.R.

Public Works (1897) Department.

CURRENT No. 4466

Order

From The Supg Engineer
5th Circle

No. 58 W/C

Dated 5th May 1897.

Received 6 - 5 - 97

Enclosures ~~2~~ 2.

Spare copies

SUBJECT.

Mr J. D. Legge Offg Executive Engineer Chingleput Division.

Recommends strongly for the grant of Rs 100 per mensem as allowance to - for the period he was in charge of the Dn.

O.L.S. 114
R16/7 Sent again 16/7 R21/7

BACK PAPERS.

G.O.	No.	Department.	Date.
	2419C	PW	10-5-97
	2077C	"	10-4-97
	2034C	"	8-4-97
	420W	"	12-2-97
	393C	"	22-1-97
	933W	"	16-3-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

All communications should be addressed to the Secretary.

No. 695 G.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

GENERAL.

To

The Secretary to the Government of Madras,
Public Works Department.

Calcutta, the 11th March 1897.

Sir,

I am directed to acknowledge the receipt of your letter No.421 W., dated the 12th February 1897, requesting the sanction of the Government of India to the grant, under Public Works Department Resolution No.477 G., dated the 22nd February 1896, of an officiating allowance at the rate of Rs.100 per mensem to Mr.J.D.Legge, Sub Engineer, from 8th April to 18th May 1896 being the period during which he officiated as Executive Engineer during the absence of Mr. A.T.Mackenzie on privilege leave.

2. In reply, I am to point out that the resolution referred to does not contemplate the grant of allowances under the old rules in every case in which they would be higher than those admissible under Article 141 (a) of the Civil Service Regulations, but only when there is reason to consider that the allowances admissible under that Article are in themselves in commensurate with the more onerous and responsible duties of the acting appointment, in cases, xkaxx that is where as noted in paragraph 4 of the resolution the

officiating

officiating promotion would being little or no increase of salary. In the present case as Mr.Legge will apparently draw under the ordinary rule an acting allowance of Rs.75 while officiating as an Executive Engineer, it is not clear that his case is one of the kind contemplated by the resolution If however, the Government of Madras are of opinion that this acting allowance is, for any special reason, inadequate, any further representation they may have to make on the subject will be duly considered by the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

G. H. Walker

Under Secy.to the Govt.of India.

Documents accompanying:- Exd

Nil.

P.W.E.2
4466/97

S. .B

Public Works (1897) Department.

CURRENT No. 2849

Superintending Engineer's Office No. 299 W 13 APR. 1897 V. Circle, P.W.D., Madras.

No. 2034 C of 8th April 1897

Executive Engineer's Office St. Thomas' Mount 1 = MAY. 1897 Chingleput Division

Order Govt

× Put up with C no 3845 sent to m on 3-6-97.

Referred to the Supdg Engineer V Circle for report whether there are any special grounds on which a charge allowance in excess of Rs 75 per mensem should be granted to Mr Legge for the period in question.

Campbell Colonel R.E.
Secy to Govt.

From The Govt. of India.

Superintending Engineer's Office No. 1226 C 4 3 - MAY 1897 V. Circle, P.W.D., Madras.

No. 695 G

Dated 11. 3. 97

Received 19. 3. 97

Enclosures .

Spare copies .

SUBJECT.

Mr J. D. Legge, Sub Engr.

Passing orders on application to the grant of an officiating allowance to —— for the period during which he officiated as Ex: Engineer.

P. W. 23.
,000-16-11-96.

BACK PAPERS.		FURTHER PAPERS.	
No.	Date.	No	Date.

P.W. C.I.
4466/97

Copy of a letter from J. P. Davidson Esquire, Executive Engineer, Chingleput Division to the Superintending Engineer, 5 Circle, No. 313 dated 1st May 1897.

I have the honour to return your endorsement No. 153 C.N. of 24 April 1897 and its enclosures.

Before giving an opinion on the sufficiency of Rs 75 per mensem as an acting allowance to Mr Legge during the period he officiated as Executive Engineer, I would like to point out that this Rs 75 is in Mr Legge's case, and in all similar cases, merely a nominal sum; if this Rs 75 be passed Mr Legge would receive in actual fact only Rs 45, as during the time he holds charge of a division as officiating Executive Engineer he loses his sub-division allowance of Rs 30. The question therefore is not whether Rs 75 is a sufficient allowance but whether Rs 45 is a sufficient allowance. I have no hesitation in saying that in my

opinion

-opinion this allowance of Rs 45 is quite" incommensurate with the more onerous and responsible duties of the acting appointment", and this fact appears to me so self evident, that it seems hardly necessary for me to put forward any argument in support of it.

I would however point out that when an officer of Mr. Legge's position in the Department is put in charge of a division as officiating Executive Engineer his duties are in actual fact of a more onerous, and more responsible nature than in the case of an Assistant Engineer of the Engineer establishment proper, for the simple reason, that the social relations of the latter with the officers of the district and with his Superintending Engineer are on a different footing; social relations, in my opinion, very materially help to lighten the burden of responsibility. I recommend most strongly that an allowance of Rs: 100 per mensem, which when account is taken of the Rs 30 sub divisional allowance which he loses, means a net allowance of Rs 70 per mensem, be passed in Mr. Legge's case, it is I consider the very least that should be passed under the circumstances.

No. 58 W/C

To the Chief Engineer P. W. Department for information with reference to his No. 2034.C. dated 8 April 1897, herewith returned.

5/5/97

Lt Col R. E.

Supdg. Engineer 5 Circle

Camp Rosayar Head
5th May 1897

24.5.97