

Public Works (1898) Department.

G.O., No.

9822

DATED

18 April 1898

19/4/98

[Despatch Abstract.].

Compounds of public buildings: stating
 that there is no objection to the sale of the
 usufruct of existing trees or of the right to
 cut grass in the — and that the objection in E.O.
 2198 to 30 Sept. 1895 was to leasing compounds
 for cultivation or grazing purposes.

$$\frac{290}{20}$$

Indexed.

DEPARTMENT

FURTHER PAPERS.

BUILDINGS AND ROADS.
CIVIL WORKS.

Government {1898} of Madras.
PUBLIC WORKS.

Enclosures

1898.

Spare copies

G.O., No. 982 W., 18th April 1898.

APRIL.

Compounds of Public Buildings

Stating that there is no objection to the sale of the usufruct of existing trees or of the right to cut grass in the — and that the objection in G.O., No. 2198 W., dated 5th September 1895, was to leasing compounds for cultivation or grazing purposes.

No. 982 W., 18TH APRIL 1898.

GOVERNMENT OF MADRAS.
PUBLIC WORKS DEPARTMENT.

Buildings and Roads.
Civil Works.

READ—the following papers:—

From V. A. BRODIE, Esq., Collector of Gódvári, to the Secretary to the Commissioners of Land Revenue, dated Cocanada, 14th January 1898, Ref. No. 4812/Ver. of 1897.

I have the honour to state that the Executive Engineer, Central Division, Gódvári, points out on the authority of G.O., No. 2198 W., dated 5th September 1895, (copy enclosed) that the leasing of the compounds of public buildings to private individuals is a "highly irregular proceeding." In this district (and elsewhere I believe) the usufruct of the fruit trees and grass growing in the compounds of public offices in the occupation of this department are annually sold. All that seems to be objected to in the above-quoted Government Order is the leasing out of compounds for cultivation; and there seems to be no objection to leasing out the usufruct of fruit trees and the right to cut and remove the grass. Not to do this is to throw away revenue and is also to tempt subordinates of offices to appropriate the fruit and grass themselves. I solicit the Board's instructions on the subject.

ENCLOSURE.

G.O., dated 5th September 1895, No. 2198 W., Public Works.

From G. T. MACKENZIE, Esq., District Judge, Gódvári, to the Chief Secretary to Government (through the Acting Registrar of the High Court of Judicature, Appellate Side, Madras), dated Rajahmundry, 23rd July 1895, No. 953.

I have the honour to state that I received yesterday G.O., No. 486, dated 22nd April 1895, communicating Public Works G.O., dated 28th March 1895, ordering me at once to clear from the District Munsif's Court compound at Amalapuram the objectionable trees and unsightly shed which have been placed there.

2. The compound was handed over by the Public Works Department on 7th November 1892. It then contained fruit trees as per margin and since then no other trees have been planted; but in February 1894, with the sanction of Mr. Ross, District Judge, the compound was leased for five years at Rs. 42 per annum and there are now 34 plantain trees.

3. The shed is not a cattle shed as Government seems to suppose, but a water-pandal erected by the local union and maintained by local funds for the convenience of the public who attended the Court.

4. When the Executive Engineer wrote to me in December, I attended to his representations, but as the contract is for a term of years and the water-pandal is a public benefit, I decided not to interfere and I told him so.

5. In obedience to the Government Order now received, I shall move the water-pandal out of the compound, but the contractor cannot be ejected until 1899, as he holds a lease.

No. 2077.

Forwarded to the Chief Secretary to Government, Fort St. George.
(By order.)

MADRAS,
2nd August 1895.

(Signed) D. W. G. COWIE,
Ag. Registrar.

No. 982 W., 18TH APRIL 1898.

No. 1851, Judicial.

Transferred to the Public Works Department.

OOTACAMUND,
9th August 1895.

(Signed) L. DAVIDSON,
Ag. Under Secretary.

Order—dated 5th September 1895, No. 2198 W., Public Works.

His Excellency the Governor in Council observes that it is a highly irregular proceeding to lease the compound of a public building to a private party, and although Mr. Mackenzie states that no trees have been planted since 1892, it is clear that the 34 plantain trees mentioned in his letter have been planted since then.

2. The District Judge will be called on to report the terms of the lease, and whether it can be cancelled. If this can be done on the payment of a moderate compensation, it should be so arranged. It will be considered hereafter whether Mr. Ross should not be called on to defray the charges incurred.

3. Mr. Mackenzie has misunderstood the statement as regards the sheds. There is a "shed" in the compound of the new Court-house which is used as a water-pandal and there is a cattle shed in the old Court-house building. For the latter, the Postal Department is responsible.

(True Extract.)

(Signed) J. PENNYCUICK, Colonel, R.E.,
Secretary to Govt., P.W.D.

Reference on the above, No. 137, dated 9th February 1898.

Submitted for the orders of Government.

(Signed) R. C. C. CARR,
Secretary.

Mis. No. 1175, Revenue.

Transferred to the Public Works Department.

FORT ST. GEORGE,
8th March 1898.

(Signed) N. E. MARJORIBANKS,
Ag. Under Secretary to Government.

ORDER—No. 982 W., dated 18th April 1898.

There is no objection to the sale of the usufruct of existing trees or of the right to cut (not graze or uproot) grass in the compounds of public buildings. The objection in G.O., No. 2198 W., dated 5th September 1895, was to leasing compounds for cultivation or grazing purposes.

(True Extract.)

*Restriction regarding
leasing with trees
into cesses 16/2/99*

Under Secretary to Government.

To Superintending Engineers.
" the Consulting Architect to Government.
" the Superintendent of Works, Light-house division.
" the Examiner, Public Works Accounts.
" the Revenue Department.
" the Public Department.
" the Financial Department.
" the Judicial Department.
" the Ecclesiastical Department.
" the Educational Department.
" the Marine Department.

Exd. Md. Pahlavan

in Proceedings:—

Again G.O., dated

189 , No.

Again G.O., dated 5-4

1895, No. 2198W

Current No. 2272 of 1898, dated

8.3.98, from the Rev. Dept.

" "

" 189 , "

" "

" "

" 189 , "

" "

6P

ORDER.

No 982 W 9 W 4 98

There is no objection to the sale of the usufruct of existing trees, or of the right to cut (not graze or uproot) grass, in the compounds of public buildings. The objection in G.O. No. 2198W of 5 Sept. 1895 was to leasing compounds for cultivation or grazing purposes.

The Chief Secretary (Ind^e)
Revenue Secretary
for purpose of
contaminations.

22.9.98
20.3.98

note. G.O. No. 2198W of 5.9.95 was passed on paper which brought to notice that the compound of the District Municipality Court at

Amalgamation had been
used for planting purposes.

This of course was objectionable.

It also appears objectionable

to permit grazing horses

in public compounds - cattle

defile & damage the paths,

& are moreover a source

of danger to people employed

in the buildings, while

the herdsmen commit

misdeeds in the grounds.

There can however be

no objection to sell the

surplus of existing trees,

on the right to cut grass.

Cu

22.2.98

70

Superintendent

Ch. & Govt.

S. J. W. Co. H. S.

Rev. Board

Public Works

and

for

Encl. and

for

name and

S. J. W. Co. H. S.

S. J. W. Co. H. S.

O 13 4,000-19-197

Public Works
Revenue (1898) Department.

CURRENT No. 2272
1178.

From

The Board of Revenue,
(Land Revenue).

Order

Endt. No. 1175 Misc.

Transferred to the Public
Works Department.

Ag. Under Secy. to Govt.

Port Saint George

8th March 1898.

Ref No. 137.

Dated

9th February 1898.

Received

10th } 11. 3. 98
11th }

Registered

Enclosures 3. 3

Spare copies.

SUBJECT.

Submitting to Government letter
from the Collector of Godavari re-
questing orders on the question of
leasing the compounds of public build-
ings.

To the Public Works Deptt.

025.6
21/4

BACK PAPERS.

G.O.	No.	Department.	Date
	1435C	Div. 8	5-18
	793C		6-25-8
	24984	(C-1)	5-5-85
	212 Rev.		23-5-86
	1943	pt. 1	16-9-95

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Revenue Board
with reply.

RECEIVED
8001

Ref No. 4812 of 97

GODAVARI DISTRICT, COLLECTOR'S OFFICE,
Cocanada, 14 - 1 - 1898.

DISPATCHED
17 JAN 1898

FROM

W. A. Brodie

Esq.,

COLLECTOR,

Godavari District.

TO

The Secretary to the Commissioners
of Land Revenue
Madras.

SIR,

I have the honour to state that the
Executive Engineer Central Division Godavari,
points out on the authority of G.O. No. 2198 of
5-9-95
(Copy enclosed) that the leasing of the Compounds
of public buildings to private individuals
is a "highly irregular proceeding". In
this district, (and elsewhere I believe) the
usufruct of the fruit trees and grass
growing in the Compounds of public offices
in the occupation of this department are
annually sold. All that seems to be
objected to in the above quoted G.O. is the
leasing out of Compounds for cultivation,
and

and there seems to be no objection to leaving out the usufruct of fruit trees and the right to cut and remove the grass. Not to do this is to throw away revenue and is also to tempt subordinates of offices to appropriate the fruit and grass themselves. I solicit the Board's instructions on the subject.

I have the honor to be,
Sir,

Your most obedient servant,

(sd) V. A. Brodie
Collector.

R. H. O. K. and
for Collector

22/5/98

1008

REVENUE DEPARTMENT.

22/5/98

Government of Madras.
Public Works Department.
Buildings and Roads.
Civil works.

Read - the following papers.

From G. J. Mackenzie Esquire, District Judge Godavari, to the Chief Secretary to Government (through the Acting Registrar of the High Court of Judicature, Appellate side Madras), dated Rajahmundry 23rd July 1895, No. 953.

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2. The compound was handed over by the Public Works Department on 7th November

1892. It then contained fruit trees as per margin and since then no other trees have been planted, but in February 1898

- 24 Coconut
- 5 Palmyra
- 3 Mango
- 1 Verdu
- 2 Guava
- 2 Mustard apple

S.O 782 W
28-3-95

3. *the statement as regards the*

There is a shed (the) the compound of

the new Court-house which is used as a

water pandal, and there is a cattle shed

in the old Court-house building. For the

latter the postal department is res-
ponsible.

Extract of

(Sd) J. Pennycook Esq.

Secretary to Govt P.W.D.

all the

copy

R. S. S. S.

16-1-98

to report the

it can be

on the

it should be

considered

it should be

it should be

it should be

it should be

Reference on No. of 1898.

In replying the above should be quoted.

(LAND REVENUE.)



Read letter from the Collector of Godavari
Ref. No. $\frac{4812}{Ver}$ of 1897, dated 14 January 1898.

Reference No. 137, dated 9 February 1898.

Submitted for the orders of Government

Recd
Secretary

To

The Secretary to GovtRD with letter and
Enclosure in original to be returned

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227298

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