Public Works (1898) Department.

G.O., No. 2525 W

DATED 1st Octr. '98

4/10/98

[Despatch Abstract.]

Article 1164 of the Civil Service Regulations

Pro: Finl Depte issuing revised rulings for settling claims under ———, communicated to officers of the Dept.

240/14

B/KR

Indexed 28/10

[P. W. 26. / 1,000—12-2-98.]

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

GENERAL.
ESTABLISHMENT.

Government {1898} of Madras.
PUBLIC WORKS.

Recd. } 1898. *Enclosures*
Regd. *Spare copies*

G.O., No. 2525 W., 1st October 1898.

OCTOBER.

Article 1164 of the Civil Service Regulations

Proceedings, Financial Department, issuing revised rulings for settling claims under —, communicated to officers of the Public Works Department.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.
Establishment.

READ—the following paper:—

G.O., No. 785, Financial, dated 12th September 1898.

Read—again the following papers:—

G.O., No. 196, Financial, dated 24th March 1896.
" " 302, " " 29th April "
" " 420, " " 13th July "

Read—also the following papers:—

Endorsements from the Public Works Department, Nos. 153/C., 1633 C., 637 D. and 847 D., dated 11th January, 16th March, 12th July and 24th August 1898, respectively.

From the Accountant-General, Madras, dated 10th February 1898, No. 496.
From the same officer, dated 14th May 1898.

Order—No. 785, Financial, dated 12th September 1898.

Paragraphs 5 and 6 of G.O., No. 196, Financial, dated 24th March 1896, as amended by G.O., No. 420, Financial, dated 13th July 1896, are cancelled. The following rulings will, in future, be applied in regard to claims under article 1164 of the Civil Service Regulations:—

(i) The ten days mentioned in article 1164 (*a*) shall be held to refer to the first ten days after the return of an officer from camp.

(ii) In order to establish a claim under article 1164, not only must it be necessary to maintain camp equipage, but camp equipage must actually be maintained.

2. The Government considers that, in any case, Mr. Lambert's claim under article 1164 (*a*) of the Civil Service Regulations is admissible for the *first* ten days of his halt only.

(True Extract.)

(Signed) F. J. WILSON,
for Chief Secretary.

ORDER—No. 2525 W., dated 1st October 1898.

Communicated to officers of the Public Works Department for information and guidance, in continuation of G.O., No. 2348 W., dated 14th August 1896.

(True Extract.)

Under Secretary to Government.

To the Chief Engineer for Irrigation.
" Superintending Engineers.
" the Consulting Architect.
" the Superintendent of Works, Lighthouse Division.
" the Examiner, Public Works Accounts.

Exd. T. K. Narayana Aiyangar.

Public Works (1898) Department.

CURRENT No. 7884

A Print with G.O. [illegible] enclosures

W Genl Establt

From The Financial Dept

Order No: 2525 W d/1·10·98.

No. 785

Dated 12. 9. 98.

Received
Registered 22. 9. 98

Enclosures 12

Spare copies

Communicated to officers of the Public Works Dept for information and guidance in continuation of G.O. 2348 W d/14 August 1896.

20-9-98

C. E for I
S. Engrs. (1st 8th 4th Circles [illegible])
C A
Sup of L H Dn
Ex P W A

3 [illegible] 18/10/98

SUBJECT.

Rulings to be applied in future in regard to claims under article 1164 of the C. S. R.

B

C. K. [illegible]

~~Papers [illegible]~~

Idw for Despatcher

~~G 637 D d 12-7-98~~

Original enclosures to be returned to officers who submitted them.

O L 5400 R 30/9

BACK PAPERS.		FURTHER PAPERS.	
No.	Date.	No.	Date.
2348W	14-8-96		
1648W	1-6-96		
1235W	7-4-96		

D. P. W.

NORTH ARCOT DIVISION OFFICE,
20th August 1897.

No. 936 M.

From
G. B. Lambert. Esq
EXECUTIVE ENGINEER, N. A. D.

EXAMINER,
P. W. ACCOUNTS.
1- NOV. 1897
No.……………………

To
THE Examiner of
P. W. Accounts.

ENCLO.
~~[illegible] 217~~ F
G. O No: 196 Fin'l
d/ 24 March 96

SIR,

With reference to your final disposal on item 1(a) of Dis: List of Travelling allowance bill for March 1897, I have the honor to state that, under G. O. No 1235 W dated 7th April 1896, I am entitled to actual expenses for 10 days & not to the first 10 days of my halt at Head quarters.

2. I kept up camp equipage during the whole of my halt, but have only claimed actual expenses for 10 days viz 15-17 February. 1-3, 10-12, & 14 March 1897

3. An early reply will oblige.

I have &c.
Sd. G. B. Lambert
Exe. Engineer.

(True Copy)

Examiner
Executive Engineer
14-10-97

684 N.A.
16 OCT 97
3.

D. P. W.

From

To

Dated
Despatched
Received
189

ENCLOSURE.

No.

SUBJECT.

OWS. + 64
~~[illegible]~~ (57)
17733
~~(07)~~
2884/58

EXAMINER,
P. W. ACCOUNTS.
1- NOV. 1897
No.............................

From

E. A. Dennys, Esq.
Examiner of P.W. Acct's
Madras.

To

The Executive Engineer
North Arcot Dn.

No. 561 A Madras 1st September 1897

Sir

With reference to your letter No. 936 M of 20th August 1897 I have the honor to refer you to G.O. No 2348 W of 14th August 1896 making certain amendments to the orders communicated with G.O. No 1235 W of 7th April 1896.

E

G.O. No: 420 Finl d/ 13-7-96. G

~~Para 112~~
~~of~~ G.O No. 196 Finl d/24 March 96 F

I have &c
Sd. E.A. Dennys
Examiner P.W.A.

(True copy)

Executive Engineer
14-10-97

684 N.A.
16 OCT. 97
2

Rs 5.9
~~10555~~ 97
~~4233~~ 88
~~1517~~
7884

D. P. W.

North Arcot Division Office,
14th October 1897.
Despd on 15-10-97

No. 520 S.E.

From
G. B. Lambert, Esq.,
Executive Engineer,
N. A. D.

EXAMINER,
P. W. ACCOUNTS.
1- NOV. 1897
No.

To
The Superintending Engineer
IV Circle,

Sir,

D With reference to letter No. 561A. dated 1st ultimo from the Examiner P. W. Accounts I have the honor to state that the amendments referred to donot appear to apply to my case.

Enclo.
1 copy of letter
1 SE No. 448/na
1 copy of Exr's letter

F 2. I have read the G.O. carefully over, and it clearly lays down that the rule under which the period was restricted to the first two days of a halt has been cancelled.

The disallowance was not made with reference to the first 10 days

3. I am only claiming for actual expenses for 10 days of my halt after excluding the days for which I drew daily allowance as per para 5 (b) of
F G.O. No. 196 Financial of 24th March 97.

4. I request that you will obtain the orders of Government.

4. A copy of my letter to the Examiner is enclosed.

5. Your No. 448/n.a. of 13th September 1897 is returned.

I have the honor to be,
Sir,
Your most obedt Servt
G B Lambert
14-10-97 Executive Engineer

684 N.A.
16 OCT. 97
153

D. P. W.

From G. B. Lambert Esqr.
Executive Engineer
North Arcot Division

To The Superintending Engineer
4th Circle

Dated 14th
Despatched 15th October 1897.
Received

Enclosure. 3.

No. 520 S.E.

SUBJECT.

Travelling Allowance of Exe. Engr. N. Arcot Dn. — Requests to obtain the orders of Govt. to allow actual expenses disallowed by the Examiner for 10 days in Feby and March 1897.

No. 575/W d/20-10-97

Submitted to the Chief Engineer P.W.D. with a request that he will be good enough to obtain sanction of Government to the actual expenses claimed by Mr. Lambert.

Hammill
Supg. Engineer 4 Circle

Enclos: 2.

7884

1/11/97

Public Works (1897) Department.

CURRENT No. ~~10555~~ ~~11733/97~~ 7884

EXAMINER,
P. W. ACCOUNTS.
1- NOV. 1897
No.........................

Office note
No. 4428 C dated 29th October 1897
to C

~~Order~~

For favour of remarks to be accompanied by Mr. ~~[illegible]~~ Lambert's original - K + I

29.10.97
W

From The Supg. Engineer 4th Circle

No. 575/W

Dated 20th October 1897
Received 22-10-97
Enclosures Two
Spare copies

SUBJECT.

Actual expenses claimed by Mr. Lambert, Ex. Engineer, North Arcot Division.

Requests to obtain sanction of Government to the —— during Feby. & March 1897.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

E. No .27.
1,000—6-9-97.

KEEP-WITH CURRENT No.

dated 189 .

GOVT. OF MADRAS. } 1897. { P. W. DEPT.

EXAMINER, P. W. ACCOUNTS.

Madras, 23d November. 1897.

OFFICE NOTE No. 971 A/E.

To

W.

J

Your Office Note No.4428 C dated 29th.October 1897.

I

The claim to Actual expenses preferred by Mr.Lambert for the 10th.11th. 12th.and 14th.March 1897 were disallowed by this office under article 1164 (a) and explanation.

GO 196 Finl dd 24 March 1896 F

2. Mr.Lambert's contention is that the disallowance is incorrect under G.O.No.1235 W dated 7th.April 1896,as his claim to Actual expenses is for 10 days only,viz; 15th.to 17th. February,1st.to 3rd.,10th.to 12th. and 14th.March 1897 although not for the first 10 days.

Do

3. The disallowance by this office was made not with reference to the first 10 days of his halt,but with reference to the very G.O. he quotes in support of his contention,as will be seen from the following:

4. Mr.Lambert returned to his Head Quarters,(Vellore) on the 14th.

February

February 1897 and halted there continuously up to the 14th. March. 1897, his absence on the 4th. 5th. 7th. and 8th. not interrupting the continuity of the halt under article 1164 explanation C.S.R. During this halt of a month, travelling allowance for 10 days having been passed to Mr. Lambert up to the 7th. March, his claim to actual expenses for the 10th. and to 12th. to 14th. was disallowed as being in excess of the authorized period for which the claim could be admitted.

5. Mr. Lambert has evidently thrown out of calculation, for the purpose of arriving at his 10 day limit, the days on which he drew travelling allowances other than actual expenses during this period, that is to say, he has excluded from his reckoning the 4th. 5th. 6th. and 7th. March, the days on which he drew Daily allowance; but as the marches made during that period did not interrupt the continuity of the halt they could not be ignored in computing the length of the halt for the purposes of the rules. Vide paras 4 & 5(a) of Financial Department G.O. No. 196 dated 24th. March 1896 communicated with G.O. No. 1235 W dated 7th. April 1896. Vide also G.O. No. 2348 W dated 14th. August 1896. I may + mention that if the "first 10 days rule" was applied in this case, the

+F

G.O 420 Finl dt 13 July 96 } G

K L

note flagged P in orgl of G.O 196 Finl 24-3-96

× please see my Office Note No. 2776 A of 8th. August '95 embodied in G.O. No. 1235 W dated 7th. April 1896.

W ※ vide letter No. 1002 G dated 20th. July 1883 printed with G.O. No. 2059 W dated 27th. July 1883. +

actual expenses claimed and admitted from the 1st. to the 3rd. March 1897 would also have been disallowed.

6. Mr. Lambert's journals for February and March 1897 are enclosed as requested. Kindly return when no longer required.

7. In this connection I would suggest that a reference be made to the Government of India as to whether the intention of the rule in C.S.R. article 1164 is to restrict the grant of the allowance to the first 10 days or not. The reason for my now again× urging this matter is that I have lately come across a letter from the Government※ of India in which they state that the intention of the rule in C.S.R. article 1158, governing the grant of Halting allowance, was to admit the allowance for the first 10 days only, and it seems reasonable to infer that the same construction should be placed on the rule governing the grant for Actual Expenses.

K. L 23.11.97
For C.

A.K
23/11/97

9c 3 48
~~1619~~
7884/88

Public Works (1897) Department.

CURRENT No. ~~11733~~
1617/98

Order

From The Examiner, P. W. Accts,
Madras

No. 971 A/E.

Dated 23d November 1897
Received 25. 11. 97
Enclosures ~~6~~ 8
Spare copies

SUBJECT.

Mr. G. Lambert, Executive Engineer — stating that the claim of — to actual expenses is inadmissible

BACK PAPERS.

G.O.	No.	Department.	Date.
	2348	W of	14-8-96
	1235	W.	7-4-96
	3388	W.	19-12-90
	2059	W.	27-7-83
	1652	W.	13-6-83

FURTHER PAPERS.

G.O.	No.	Department.	Date.

3

P.W. DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following

Letter from the Executive Engineer, North Arcot Division, No. 520 S.E. dated 14th October 1897.

Endt. thereon by the Suptg. Engineer, IV Circle, No. 575 W. dated 20th Oct. 1897.

Office Note from the Examiner, P. W. Accounts, No. 971/A.E. dated 23rd Nov. 1897.

Superseded and withdrawn

The Examiner's Office Note will be communicated to the Superintending Engineer, IV Circle, for Mr. Lambert's information. The disallowance is correct.

2. Para 7 of the Examiner's Office Note will be considered in the Financial Department.

10.12.97

To

The Suptg. Engineer, IV Circle.
,, Finl. Dept., with copy of G.O. 2059 W. dated 27th July 1883.
,, Examiner, P.W. Accounts, with enclosures returned.

/ The Finl Dept for favour of concurrence /

P. W. 40
1,000—14-10-97.

Public Works (1898) Department.

CURRENT No. 1617

From The Financial Dept.

Order

No. 471

Dated 18th February 1898.
Received } 21.2.98
Registered }
Enclosures 13
Spare copies

SUBJECT.

Mr. G. Lambert, Ex: Eng N. Arcot Dn.

Referring to the opinion of the Accountant General in regard to the claim of — to actual expenses.

C.S. 10-12-97

BACK PAPERS.

No.	Date.
~~875 C~~	~~14-2-98~~
~~874 C~~	~~14-2-98~~
~~336 C~~	~~19-1-98~~
153 C	11-1-98 ✓
4428 C	29-10-97 ✓
1775 W	1-7-97 ✓
2348 W	14-8-96 ✓
1235 W	7-4-96 ✓

FURTHER PAPERS.

No.	Date.

Public Works DEPARTMENT.

[43/50]

{Current before the docket) J

(1) C. No. 10535 – Endt by S.E. IV Circle No. 575 d/ 20.10.97 on letter from the E.E. North Arcot Dvn No. 520 S.E. d/ 14.10.97.

(2) " 11733. Office note from the E.P.W. Acct: No. 971 R.E. d/ 23.11.97.

(3) " 1617. Endt, Finl. dept. No. 471 d/ 18.2.98 on letter from the Acct: General No. 496 d/ 10 July 1898.

SUBJECT

1. HIS EXCELLENCY THE GOVERNOR.

2. THE HON'BLE SIR HENRY BLISS, K.C.I.E.

~~THE HON'BLE MR. GROSE, C.I.E.~~

Subject Mr. Lamberts' claim to actual expenses.

FOR ORDERS.

This correspondence relates to a claim to actual expenses during a halt at head quarters preferred by Mr. Lambert, Executive Engineer North Arcot Division, under Art. 1164 C.S.R.

Mr. Lambert arrived at head quarters on the 14th February 1897, & excepting for some short journeys not breaking the continuity of the halt, remained at head quarters till the 14th March, or for one month.

He claimed halting allowance as follows:-

Feb. 15-17 = 3 days.
Mar. 1-3 = 3 ,,
,, 10-12 = 3 ,,
,, 14 = 1 day.
Total 10 days.

in addition to daily allowance for short journeys on the undermentioned dates.

Mar. 4-7 = 4 days.

The Examiner passed allowance as follows:-

Halt. all. Feb. 15-17 = 3 days.
,, ,, Mar. 1-3 = 3 ,,
Daily allce ,, 4-7 = 4 ,,
Total 10 "

Kd I

V

Dw/W

and disallowed the claim to halting allowance for the other 4 days.

The matter was accordingly referred to Government and was at the request of the Financial Department transferred to that Department for disposal.

The papers are now sent back to the P. W. D. with a letter from the Accountant General in which the rules are interpreted in a manner differing from the construction placed on them both by Mr. Lambert and the Examiner P. W. Accounts.

The Accountant General is of opinion that Mr. Lambert can be given actual expenses not exceeding daily allowance for the first 10 days, exclusive of days, if any, on which --- journeys exceeding 5 miles are performed. The practical effect of this seems to be that Mr. Lambert would get halting allowance for Feby. 15-24 =10 days, and daily allowance for March 4-7 =4 days, total 14 days.

It remains for Government to decide which of the interpretations - the Examiner's or the Accountant General's - it will adopt. As the decision must necessarily be generally applicable, it should, it is thought, be formed & promulgated in the Financial Department.

L Bell

W.J.E.

W.

Finl Dept Note of 6.1.98 asked P.W.D. to refer the papers to Finl "as it is desirable to take the A.G's opinion" - Finl. Dept. did not ask for the transfer of the papers for disposal. A

CMB
26/8/98.

The matter is purely one for a ruling in the Financial Dept. - Such Dept. has now seen this and passed orders in G.O. 785 Finl d/12-9-98

28 Sept 98

The Acct. Genl. is probably right, but perhaps it would be well to ask him to get an authoritative decision from the Govt. of India.

A.A.H
10.3.98

Yes. This will prevent further doubt - But F.D. should see first -

14/3/98

C

7884/98

Current No.

E. No. 37.
1,000—6-9-97.

KEEP-WITH CURRENT No.
dated 189 .

GOVT. OF MADRAS. 1898 P. W. DEPT.

EXAMINER, P. W. ACCOUNTS.

CHIEF SECRETARY
-5 AUG 98
GOVERNMENT OF MADRAS

Madras, 28 June 1898.

OFFICE NOTE No. 793 A/L

To
W.

Your O. N. No. 2700 C dated 2nd June 1898.

The practice which the Accountant General, Madras, states is observed in his office in excluding short marches (which do not interrupt the continuity of a halt) in calculating the duration of a halt for the purposes of Article 1164 (a) Civil Service Regulations is evidently incorrect both with reference to the explanation to the article itself as well as to para 5 (a) of Financial Department G.O. No. 196 dated 24th March 1896 communicated with G.O. No. 1235 W dated 7th April 1896.

F

2. There is no system adopted by my office in "selecting" days for the admission of actual expenses. What is look to is that the officer making the claim certifies that he maintained camp equipa and that it was necessary for him to do so, and I admit in audit what is admissi-ble under the rules.

3. In this particular case Mr Lambert

preferred no claim from the 18th to 28th February 1898, and under 5(b) of Financial Department order quoted in para 1 above, this period was excluded in computing the length of the halt; but the Accountant General, Madras, apparently overlooks this order, for he maintains that Article 1164 (a) "unquestionably refers to the first ten days after the return of the officer from camp" - the very point on which (vide para 7 of my O.N. No. 971 A.E. dated 23rd November 1897) I asked that the orders of the Government of India might be obtained.

F

V 153 Cd 11.1.98

4. If the Financial Department considers that it can, without reference to the Government of India, decide the interpretation to be put on Article 1164 (a) as regards the ten day limit, I would suggest that they be asked to rescind para 5 (b) of their order No. 196, and obtain sanction for the readoption of the interpretation that was previously observed, viz; that the grant of Actual Expenses should be restricted to the first ten days of a halt, as this seems to be the real and more proper intention of the rule.

F

W / 28.6.98

C.

H / 28/6/98

OUS.11 / 7884/SD

No. 433 / W

Superintending Engineer's
Office: IV Circle 9th August, 98.

From

A. H. Garrett Esq.
Superintending Engineer
IV Circle

To

The Chief Engineer
P.W.D.

Sir,

× 4428 E/87
with 637 W / 12-7-98

In inviting your attention to this office endorsement No. 575 W, dated 20th October 1897, I have the honor to request you will be good enough to obtain early orders of Government on the claim to actual expenses preferred by Mr. G. B. Lambert, Executive Engineer in February and March 1897 when he was in charge

charge of the North Arcot Division.

I have the honor to be,

Sir,

Your most obedient servant,

G. Russel

Superintending Engineer

IV Circle.

N 2/8/98

Enclo No 1 to Fin C [illegible] of 98

[G./53]
2,000—6-9-98.

Financial Department.

GOVERNMENT OF MADRAS.

PROCEEDINGS OF THE MADRAS GOVERNMENT

Read the following papers:—

Again G.O.No.196, dated 24th March 1896. S.O. 1235W, 7-4-96
,, ,, ,, 302, ,, 29th April 1896. S.O. 1648W, 1-6-96
,, ,, ,, 420, ,, 13th July 1896. 2348W, 14-8-96

Read also the following papers:-

From the Public Works Department Nos.153/C, 1633 C, 637 D and 847 D, dated 11th January, 16th March, 12th July and 24th August 1898 respectively.

From the Accountant-General, Madras, No.496, dated 10th February 1898.

From the same officer dated 14th May 1898.

+++++++++++++++

Order No.785, dated 12th September 1898.

Paragraphs 5 and 6 of G.O.No.196, Financial, dated 24th March 1896, as amended by G.O.No.420, Financial, dated 13th July 1896, are cancelled. The following rulings will in future be applied in regard to claims under article 1164 of the Civil Service Regulations:-

(i) The ten days mentioned in article 1164 (a) shall be held to refer to the first ten days after the return of an officer from camp.

(ii) In order to establish a claim under article 1164 not only must it be necessary to maintain camp equipage but camp equipage must actually be maintained.

2.

2. The Government considers that in any case Mr. Lambert's claim under article 1164 (a) of the Civil Service Regulations is admissible for the first ten days of his halt only.

(True Extract)

for Chief Secretary.

NT 17/9/28

To

The Public-Works Department, with original papers returned. ✓

,, Accountant-General, Madras.

17.3.28

ent.