

[7]
ORDINARY, MS. ✓

<i>Public</i> DEPARTMENT. G.O., DATED 12th <i>Feby</i> 91 No. 116

When given for copying

[Despatch Abstract.]

Public Servants - Recording

*the remarks correspondence with
the P.W. & S. & M. Depts. regarding certain
— on the Nilgiris engaging in
private work.*

Public DEPARTMENT.

Papers to be read in Proceedings:—

Again G.O., dated 14th Novr. 1890, No. 772

Again G.O., dated 18, No.

Current No. 413 of 1890, dated 10th Decr. from the P.W.D.

Current No. 86 of 1891, dated 9th Jan'y from the & the Dept.

Order 12th Feby 1891 No 116

Recorded.

2. It is presumed that the provisions of Art. 91 of the Civil Service Regulations have been observed in the case of Mr. Haldwell.

(From orders)

To The P.W.D.

with 5 origl. encl. ret'd. of the Dept.

13/2/91

made by Mr. Hyde. He explains that the work ~~was~~ at the R.C. Church Ootacamund was ~~done~~ carried out under the supervision of the Priest and that all the assistance he gave consisted in helping to get the workmen ~~for~~ ~~the work~~. So far from interfering with private enterprise, he put work in the way of this very agent of Messrs Thompson & Co., who has complained of him to Govt.

4. Orders are solicited whether any reply should be made to Mr. Hyde. It will be seen from the D.P.W. Office Note of 9th Decr. in C. No 3696 that Messrs Thompson, the firm, as whose agent Mr. Hyde addressed Govt, have stated that they have no cause of complaint. Under these circumstances and considering the nature of Mr. Hyde's charges it is submitted that if any reply is made it should be to the effect that Govt having made enquiries ~~after enquiries of opinion that~~ ~~finds no action necessary~~ ~~his charges are not well founded~~

C.S. Submitted that the problem he would be in Hyde appears to have been either by omission or the defect

15 Jan'y
I should record with much that it is presumed that the provisions of art 91 C.P.R have been observed in the case of Mr Haldwell who is a public officer. Mr W. J. 12.1

C No. 86

From The L. & M. Dept

Dated 9. 1. 1891.

FOR ORDERS.

The above current is the reply of the L. & M. Dept., ^{as} regards the Messrs Haldwell and Nery, to the complaint made by Mr. Hyde in his letter of 26th September last (contained in G.O. 772 Public of 1890).

2. The Collector states ^{he permitted} that Mr. Haldwell to do the work for his Highness (viz) the Maharaja of Vizianagram but does not mention whether the work carried with it any remuneration. The rules regarding the receipt by Govt. servants of fees from private individuals are contained in § 91 of the C. S. Regulations. Under that Article if any fee was granted to Mr. Haldwell by the Rajah exceeding Rs 100. the sanction of Govt. should have been obtained.

Mr. Haldwell through
in fact, he must have been
sent to the ~~Collector~~ ^{Collector} ~~to~~
Rd.

Any L. & M. Dept. is clearly
a public office

Very

3. Mr. Nery, it is submitted, has cleared himself from the charges made

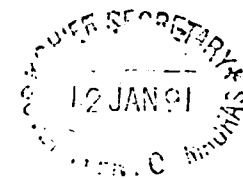
Cuo 86

Govt. of (1887) Madras.

Local and Municipal Department.

To

The Public Dept



Proceedings, dated

No.

Subject.

Communicating
letter from the Collector of
Nilgiris submitting a copy
of letter from the Municipal
Engineer Mr. Nery explaining
the nature of his connection
with the work for the Roman
Catholic Priest

Govt. of 1881 Madras.

To

Proceedings, dated
No.

1881 ,

Subject.

will be communicated to the Public
Department.

(True Extract)

W. Brodie
Ag. Assistant Secretary.

To

The Public Department.

W. Brodie

Parish Priest here been consulted in regard to certain repairs, the Parish Priest wished to be done to the Church property, and asked to help him to get the necessary proper workmen to do the work. In complying with this request I had occasion to induce the Parish Priest in question - the Rev^d C. Biolly, to patronise this very Agent of Messrs Philip Thompson & Co by purchasing from him the whole bulk of the principal materials used for this repair - viz Flooring Tiles, and thus, rather than interfering with private trade, I had been the means of helping and encouraging private enterprise. This work was done under the said Parish Priest's own supervision.

"From the Collector of Nilgiris, dated 17th December 1890 No 127. Returning certain original paper forwarded for enquiry and report.

Order dated 9th January 1891 No 27 L. Mis

The Collector's first letter, read above, will

2. So far as I remember, His Highness! wanted an octagonal building of intricate design which local talent was unable to supply.

Enclosure

Letter from the Municipal Engineer, Ootacamund, dated 29th November 1890 No 211

"With reference to your endorsement No 140 of 25th instant on Proceedings of Government No 772 Dis. of 16th November 1890 re-certain complaints made by one Mr H. W. Hyde, regarding the alleged interference of Government officials with private trade and citing me as one of the offerers for "work for the Roman Catholic Priest." I beg leave to state that never in all my public career now extending over 20 years have, I, once engaged or connected myself directly or indirectly with any trade nor interfered or competed with private traders.

In the case specified by the Complainant, I, as a Roman Catholic myself, and parishoner of the Roman Catholic Parish

Local and Municipal Department.



PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following papers:—

Proceedings of the Public Department dated 14th November 1890
 No 772 Mis forwarding to the Local and Municipal Department for enquiry and report letter from the Agent for Messrs Thompson & Co., Ootacamund regarding the interference of Government officials with private trade in Ooty.

Also the following letter from the collector of Nilgiris dated 3rd December 1890 No 123

With reference to your endorsement No 1000 dated 20th ultimus on G. O. Public No 772 Mis. dated 14th idem, I have the honor to submit herewith a copy of letter No 211 dated the 29th from the Municipal Engineer, Mr Henry, explaining the nature of his connection with the work for the Roman Catholic Priest, and to state, with reference to Mr Haldwells' work, that I permitted him to make a plan for His Highness the Maharajah of Vizianagaram at His Highness' request.

Confidential No 413.

Public Department
C. No. 3696

From

The P. W. D.

No 5136 C.

Dt. 10. 12

A. 10. 12

Enclos. Seven.

Transferring Note and
 Correspondence regarding terraces
 work done at Ootacamund by P. W.
 Subdivision.

Circulate

For Orders.

The reply from Local Dept. re
 Messrs Haldwells and Messrs Henry
 not been received as yet

Cl
 16/12

17th Dec

Inquire with the Chief Eng^r that
 nothing need be done.

As

20/12/90

21/12

24th

23/12/90

P.T.D.

C. 18/12

R. 18/12

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Public C. No. 3696

Government of Madras.

Public Works Department.

No 5-136 C.

10th December 1890.

Memorandum

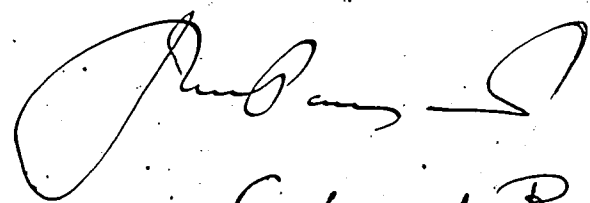
Read

Letter from the Superintending Engineer, IV Circle

No 383 A.W. dated 6th December 1890.

Note by the Chief Engineer Public Works Dept. dated 9th Dec 1890.

Transferred to the Public
Department with reference to
G.O. dated 14th November 1890
No 772 Misc. Public.



Colonel R.E.

Secretary to Government
S.W.D.

3.
The Public Department
with original papers.

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Public C. No 3696

Government of Madras.

Public Works Department.

No 5-136 C

10th December 1890.

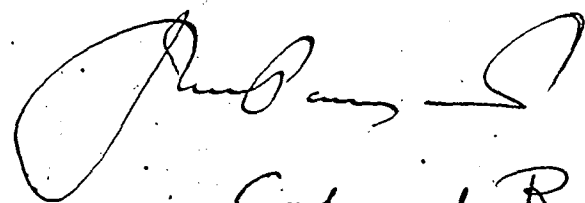
Memorandum

Read

Letter from the Superintending Engineer, IV Circle
No 383 Aw. dated 6th December 1890.

Note by the Chief Engineer Public Works Dept. dated 9th Dec 1890.

Transferred to the Public
Department with reference to
G.O. dated 14th November 1890
No 772 Mis: Public.



Colonel R.E.

Secretary to Government
PWS

3.
In Public Department
with original papers.

Note.

The papers appear to show that Mr. Bragg has done a certain amount of work for private parties in his leisure hours, as a matter of personal courtesy, and as there is no evidence, nor indeed any suggestions, that his legitimate work has been interfered with, his conduct is in no way objectionable.

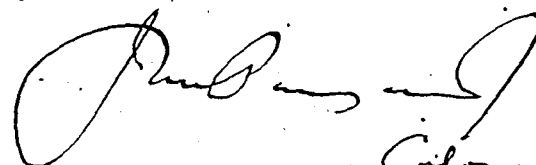
He does not appear to have charged any fees, nor if he did so, is such action per se objectionable; all that is necessary is that he should obtain the sanction of the Chief Engineer to the acceptance of the fees.

In the case of the windows erected by Colonel Hughes Hallett in St Stephens Church, the work appears to

to come strictly within the scope of Mr. Boraggs' legitimate duties, as the building is the property of Government, and any alterations to it would naturally be supervised by the officers of the Public Works Department.

It further appears from the correspondence that Mr. Hyde's letter was ~~un-~~ authorised by his principals who distinctly say that they have not suffered in any way and have no cause of complaint.

Under the circumstances there seems no occasion for action on the part of Government.


Colonel R.E.

Chief Engineer, P. W. D.

9th Dec: 1890.

P.W.C. No. 11798

From
The Supp. Engineer
H. C. Crole

Dated 6th
Dec 9th } December 1890

No. 38384

Enclos. Co.

Conductor Messrs. J. & J. Cornwall
Reports regarding the
complaint prepared by one
Mr. Hyde against — as
interfering with private trade

Public 3696
2/91

Public 3696
1/90.

No 383865

Supply Engineer's Office, 4th Circle,
Oranienburg, 6th December 1890.

From

Colonel R. E. Drake-Brockman, R.E.,
Superintending Engineer, 4th Circle.

To

The Secretary to Government,
P.W.D.

Sir,

* on P.M. G. Public Deptt.
of 14 Nov. 90 No. 772 Min.
— returned.

With reference to your Endorsement
No 4685 C dated 15th Ultimo, relative to a
complaint made by a Mr. Hyde alleging
interference with private trade on the part of
Conductor Bragg and Sergeant Cornwell
at Ootacamund, I have the honor to
report that as Mr. Lambert was at
Ootacamund on the day I received
the G.O. in question, I referred it to him
for investigation, and I have the honor
to forward herewith his letter and its enclosures
to me on the subject.

What Mr. Bragg appears to have done
was the supervising the work of Contractors
who had undertaken the work referred to
and as this was done in his leisure

Public 3696/90.

time and as a friendly arrangements, I do not think his actions can be styled an interference with private trade.

I return the P. M. G. in the Public Department dated 14th November 1890.

I have the honor to be

Sir

Your most obt. servant.

Frederick Ponchartray

Lt Col. R. E.

Superintendent, 4 Circle

I have instructed Mr. Lambert to permit Mr. Pragg to go on with the fitting of Col. H. H. Hallett's window in St. Stephens Church, which he ought not certainly to have interfered with.

Frederick

P.W.C. No 11798

From
The Supg. Engineer
H. C. Cole

Dated 6th
Recd 9th } December 1890

No 38384

Enclos Co.

Conductor Bragg & Capt. Brumell.
Reports regarding the
complaint preferred by one
Mr. Hyde against — as
interfering with private trade

Public 2696
2/90

READ AGAIN ORDER OF GOVERNMENT, DATED
18 , No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not paged).

N.B.—

- A = Copy in full.
- B = Not to be copied.
- P = Copy abstract only.
- Q = Copy heading only.