

ORDINARY, MS.

Public DEPARTMENT.
G.O., DATED *2-0-92*
No. *534*

INDEXED

When given for copying.

[Despatch Abstract.]

*House building
admission —*

*Rd 18/8
19/8*

4-11-02

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

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO

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

N.B.—

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BACK PAPER, No.

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OF 15

List showing the distribution of the Proceedings of Government

dated 2nd August 1892 No. 594 on file 9074/1757/12

DEPARTMENT.

Revenue Department	..	..	..
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Military Department	..	..	..
Local and Municipal Department	..	..	..
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Inspector-General of Police	..	..	..
Do. of Jails	..	..	..
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Chief Presidency Magistrate	..	..	..
Commissioner of Police	..	..	..
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Sanitary Engineer to Government	..	..	..
Meteorological Reporter	..	..	..
President, Board of Examiners	..	..	..
Private Secretary to the Right Honorable the Governor	..	..	..
Government Astronomer	..	..	..
Superintendent, Government Central Museum	..	..	..
Chemical Examiner	..	..	..
Superintendent of Stationery	..	..	..
Protector of Emigrants	..	..	..
Superintendent, Government Press	..	..	..
Tamil Translator to Government	..	..	..
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Hindustani do. to do.	..	..	..
British Consular Agent, Pondicherry	..	..	..
Superintendent, Archaeological Survey	..	..	..
Resident in Travancore and Cochin	..	..	..
Paymaster, Carnatic Stipends	..	..	..
Government Agent at Tanjore	..	..	..
Political Agent at Pudukota	..	..	..
Special Agent, South Arcot	..	..	..
The Right Reverend the Bishop of Madras	..	..	..
Venerable Archdeacon of Madras	..	..	..
Senior Chaplain of the Church of Scotland	..	..	..
Presidency Port Officer	..	..	..
Chairman, Harbour Trust Board	..	..	..

Sept 16/92

FINANCIAL. } Accountant-General
Commissioner of Paper Currency

EDUCATIONAL. } Director of Public Instruction
Commissioner for the Uncovenanted Civil Service Examinations

THE DISTRICT MAGISTRATE OF

Anantapur
North Arcot (Chittoor)
South Arcot (Cuddalore)
Bellary
South Canara (Mangalore)
Chingleput (Saidápet)
Coimbatore
Cuddapah
Ganjam (Chatrapur)
Godávári (Cocanada)
Kistna (Masulipatam)
Kurnool
Madura
Malabar (Calicut)
Nilgiris (Ootacamund)
Nellore
Salem
Tanjore
Tinnevely
Trichinopoly
Vizagapatam

DISTRICT AND SESSIONS JUDGE
OF

North Arcot (Chittoor)
South Arcot (Cuddalore)
Bellary
South Canara (Mangalore)
Chingleput
Coimbatore
Cuddapah
Ganjam (Berhampore)
Godávári (Rajahmundry)
Kistna (Masulipatam)
Kurnool
Madura
North Malabar (Tellicherry)
South Malabar (Calicut)
Nellore
Nilgiris (Ootacamund)
Salem
Tanjore (Tanjore)
Tinnevely (Palamcottah)
Trichinopoly
Vizagapatam

15TH JULY 1892, No. 747, FINANCIAL.

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

READ—the following paper :—

Resolution of the Government of India, Department of Finance and Commerce (Accounts and Finance—Rules, &c.), dated Simla, 30th June 1892, No. A. 2721.

Read—again—

Notifications in the Financial Department, No. 1680, dated the 30th June 1870, and No. 3123, dated the 25th August 1871, prescribing rules for the grant of advances to officers in the Civil Department who desire to build houses at places where none are available or where house-rent is dear.

Financial Resolution No. 5206, dated the 26th August 1874, authorising Local Governments to deal with applications for house-building advances under the rules contained in the notifications read above.

Read—also the following correspondence :—

Letter from the Chief Commissioner of Burma, No. 485-3B-22, dated the 29th April 1892, and enclosures.

Letter to the Solicitor to the Government of India, No. 2103, dated the 19th May 1892.

Letter from the Chief Commissioner of Burma, No. 179-2B-6, dated the 19th May 1892.

Letter to the Chief Commissioner of Burma, No. 2218, dated the 27th May 1892.

Letter from the Solicitor to the Government of India, No. 498, dated the 28th May 1892, and enclosures.

Resolution.—In the letter of 29th April 1892, the Chief Commissioner of Burma represented that the form of mortgage bond appended to the notification of 30th June 1870 might with advantage be amended so as to convey to Government not only the dwelling-house erected or about to be erected by the person to whom the advance is made, but also his interest in the land upon which the house is built. He enclosed the Government Advocate's opinion on the point with a form of mortgage bond drawn by that officer, and recommended that the existing form of bond and rule IV of the rules might be amended on the lines of the draft.

2. In the letter of 10th May 1892, the Chief Commissioner recommended that, in cases in which the pay of officers receiving house-building advances is small, the repayment of the advance should not commence until after the fourth issue of pay from the date on which the advance is taken, and requested that he might be empowered to authorise the issue of house-building advances by instalments in cases where this might be considered prudent.

3. The Governor-General in Council has accepted the changes recommended in the form of mortgage bond.

4. With regard to the proposals contained in the Chief Commissioner's second letter, it has been decided that house-building advances may be made in instalments when considered desirable; and that, when so made, repayment shall commence from the fourth issue of pay after the first instalment is paid, but that when the advance is taken in one instalment repayment shall commence with the second issue of pay, the whole advance in both cases being repaid in two years as required by rule II of the rules issued with the notification of 30th June 1870.

5. The Governor-General in Council considers it expedient to re-issue the rules on the subject of house-building advances and directs that, in supersession of all existing rules, the subjoined rules shall in future regulate the grant of house-building advances to officers in the Civil Department:—

I.—Advances may be made, under the sanction of Local Governments and Administrations, to officers who desire to build houses, for occupation by themselves, at places where no houses are available or where house-rent is exceptionally high.

II.—All such advances must be *bona fide* required for the purpose of building suitable houses for the personal residence of the officers concerned; and if more is advanced than shall be actually expended for the purpose, the surplus shall be refunded to Government.

III.—The advances may be made in instalments when considered desirable, and when so made repayment shall commence from the fourth issue of pay after the first instalment is taken; but when the advance is taken in one instalment repayment shall commence with the second issue of pay. The repayment of the whole advance shall in both cases be completed in two years.

IV.—No advance shall exceed six months' salary of the officer to whom it is made.

V.—Recovery will be made by the Treasury officer or other disbursing officer, deducting monthly instalments equal to one-twenty-fourth part of the advance from the salary bills of the officer concerned.

VI.—In order to secure Government from loss consequent on an officer dying or quitting the service before complete repayment of the advance, the house so built, together with the land it stands upon, must be mortgaged to Government by whom the mortgage will be released on liquidation of the full amount of the advance.

VII.—The officer must satisfy Government regarding his title to the land upon which the house is or is proposed to be built.

VIII.—An officer quitting or removed from the station where he has built a house, before the whole amount of the advance has been liquidated, will continue liable to the deduction of his monthly instalment until the advance has been repaid; but, with the special sanction of the Local Government, he may be allowed to dispose of the house, provided he is thereby enabled to clear off at once the whole amount due, or to transfer it to any officer of his own or higher rank, the future deductions being made from the salary of such officer.

IX.—An officer will not, under any circumstances, be allowed a second advance whilst any amount remains due on a previous advance.

X.—Applications for advances must be made through the applicant's departmental superior, who will record his opinion as to the necessity for the assistance solicited. The applicant must certify that the sum is to be expended in building only and pledge himself that should there be any surplus funds after the house is completed, they will be at once refunded to Government.

XI.—The last pay certificate granted to officers under advances must specify the original amount of such advance, the amount repaid, and the balance remaining due.

A form of mortgage bond * will be issued to officers who may wish to avail themselves of the advance.

* See annexure A.

Order—Ordered that this Resolution be communicated to all Local Governments and Administrations, and to the Chief Commissioner of Burma for information with reference to his letter No. 485-3B-22, dated the 29th April 1892; to the Comptroller and Auditor General; and to all Accountants-General and Controllers for information:

(Signed) J. E. O'CONOR,
Asst. Secy. to the Govt. of India.

ANNEXURE A.

THIS INDENTURE made the _____ day of _____ one thousand eight hundred and ninety _____ BETWEEN _____ a Civil Officer of _____ of the one part and the SECRETARY OF STATE FOR INDIA IN COUNCIL of the other part: WITNESSETH that under the provisions of the Resolution of the Governor-General in Council, dated the thirtieth day of June one thousand eight hundred and ninety-two No. ^A 2721 and in consideration of the sum of Rupees _____

paid to the said _____ by the said Secretary of State in Council (the receipt whereof the said _____ doth hereby

acknowledge) for the purpose of enabling the said _____ doth hereby for himself his heirs executors and administrators covenant with the said Secretary of State in Council and his successors that he the said _____ his heirs executors or administrators will pay unto the said Secretary of State his successors or assigns the said sum of Rupees _____ on the _____ day of _____

* Two years from the date of commencement of repayment of the loan under paragraph 5 (III) of the Resolution. next: * AND THIS INDENTURE ALSO WITNESSETH that for the consideration aforesaid he the said _____

doth hereby convey unto the said Secretary of State his successors and assigns: ALL that piece of land situate in the _____ district of _____ registration district of _____ and sub-registration district of _____ containing _____ more or less bounded on the north by _____ on the south by _____ on the east by _____

and on the west by _____ together with the dwelling-house and the out-offices stables cook-rooms and out-buildings of all kinds used or intended to be used with the said dwelling-house lately erected † and together with all rights easements and appurtenances to the same or any of them belonging: To hold the said premises unto the said Secretary of State his successors and assigns absolutely as his and their own property:

Provided always that if and as soon as the said sum of Rupees _____ shall have been repaid by the deduction of monthly instalments of the salary of the said _____ as in the said Resolution mentioned or by any other means whatsoever then the said Secretary of State his successors and assigns will at any time thereafter upon the request and at the cost of the said _____ his executors administrators and assigns reconvey the said premises unto the said _____ his executors administrators and assigns or as he or they shall _____

direct: AND it is hereby declared that if the said _____ shall have been shall die or quit the service before the said sum of Rupees _____ shall have been fully paid off then and in either of such cases it shall be lawful for the said Secretary of State in Council or any part thereof either together or in his successors or assigns to sell the said premises or any part thereof with power to buy in or rescind any parcels and either by public auction or by private contract with power to buy in or rescind any contract for sale and to re-sell without being responsible for any loss which may be occasioned thereby: AND to do and execute all such acts and assurances for effectuating any such sale as the said Secretary of State his successors or assigns shall think fit: AND it is hereby declared that the receipt of the said Secretary of State his successors or assigns for the purchase-money of the premises sold or any part thereof shall effectually discharge the purchaser or purchasers thereof: AND it is hereby declared that the said Secretary of State his successors and assigns shall hold the moneys to arise from any sale in pursuance of the aforesaid power Upon Trust in the first place thereout to pay all the expenses incurred on such sale and in the next place to apply such moneys in or towards satisfaction of the moneys for the time being owing on the security of these presents and then to pay the surplus (if any) to the said _____ his executors administrators or assigns: AND it is hereby declared that the said Resolution shall be deemed and taken to be part of these presents.

*This is cancelled vide G.O. No. 3447 of 97
of the foll. substituted
in officer may, after transfer to new station, be allowed
second advance, provided the former one has been com-
pletely repaid*

IN WITNESS whereof the said
Council (or of the Governor of
of) (or of the Chief Commissioner of) on behalf of
the said Secretary of State in Council have hereunto set their hands the day and the year first
above written.

Signed by the said
and in
the presence of—

- (1) _____
(2) _____
(3) _____
(4) _____

Name of witness address and occupation of witness.
Name of second witness address and occupation of witness.

ORDER—dated 15th July 1892, No. 747, Financial.

Communicated to Departments of Government.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To Departments of Secretariat.

Exd. C. A. Munisawmy.

Govt. of {1892} Madras.
FINANCIAL.

cl

Order 2nd Aug. 92 No. 534

bound: to heads
of depts: under the
Public Dept.

J.D.B.

for cl.

2/8.

Issued

Recd. for regis. try 1.8.92.

Encl.

G.O., 15th July 1892, No. 747.

JULY.

Heads of depts under Public Dept.

18/8/92

House-building Advances.

Communicating to the Departments of Govern-
ment resolution of the Government of India
containing rules for the grant of — to officers in
the Civil Department.

WITH ORDER