

Public (1896) Department.

ORDINARY MS.

G.O., No. 866

Dated *Aug. 1896*

INDEXED.

[Despatch Abstract.]

DELEGATION OF POWERS.

Requesting the Government of India to confirm the action of this Government in authorizing the Surgeon-General to write off losses of medical stores under Rs. 100 in value.

# BACK PAPERS.

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
|------|-----|-------------|-------|------|-----|-------------|-------|
|      |     |             |       |      |     |             |       |

# FURTHER PAPERS.

| G.O. | No.  | Department. | Date. | G.O. | No.  | Department. | Date.   |
|------|------|-------------|-------|------|------|-------------|---------|
| C    | 2942 |             | 1896  |      | 1020 | Public      | 18-7-96 |
| C    | 3374 |             | 1896  |      |      |             |         |

*My Account* DEPARTMENT.

FORT ST. GEORGE,

Accountant-General's Office,

15<sup>th</sup> July 1896.

No. 2161

From

*F. C. Harrison Esquire,*

*offg.* ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE *Chief Secretary to Government,*  
*Public Department.*

SIR,

With reference to paragraph 4 of Government Order No. 661 dated the 22<sup>nd</sup> June 1896, I have the honour to state that in my opinion the power given to Local Governments to write off irrecoverable sums in Article 279 of the civil account code cannot without the permission of the Government of India be delegated to other officers. I respectfully request therefore that the question may be submitted to the Government of India for orders.

I beg also that I may be favoured with a

*my - enclosed - material - etc.*

Copy of the Government of India letter No.  
834-11-2 Archeology dated 21 February 1890 -  
referred to in paragraph 1 of the Government  
Order.

I have the honour to be,

Sir,

your most obedt. servt.,

W. H. M. M.

offg. Accountant Genl.

MR 14/7

Public (189 ) DEPARTMENT.

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE Chief Secretary to  
Government  
Public Department.

No.

Dated

Received

CHIEF SECRETARY  
15 July '96  
16 JUL 1896  
GOVERNMENT OF MADRAS

Recd 16 } No. 2161  
Regd 17 } July 26

Encls - one

Subject.

Requesting that the question of  
the power given to local govern-  
ments to write off irrecoverable  
sums in Article 279 of the Civil  
Accounts Code being delegated to  
other officers be referred to the  
Governments of India for orders  
and further requesting to be  
favoured with the Government  
of India letter 11<sup>th</sup> 884 11 2 Archology  
dated 21 February.

Do 1441 of 3  
Pub go. 661222-6-96 ord  
200 0717-296 Roub.  
788 0723-10-94 ord  
Pub. S.O. 907 27 6-5-1886 mis.  
" " 424 27 23-2-1886 mis.  
Mily. Co. 3756 27 17-11-1874 p.c.

ACCOUNTANT GENERAL'S OFFICE.  
FORT ST. GEORGE.

RECEIVED  
13 JUL 1896  
GOVERNMENT OF MADRAS

My dear President  
I am left it necessary to object  
to the recent p.o. reaffirming the  
powers given to the Sarg. Genl. to  
write off sums up to Rs. 1000. I do  
not doubt that the S.I. will be ready  
to allow delegation of such powers  
but as the rules stand it is not, I  
think, advisable. I am very probably  
have not thought it worth while

Pub. No. 661 5222-6-96  
788 2, 23-10-94

18-1-96.

F

REPORT

DEPARTMENT.

you.

For perusal with  
ref: to G.O. No. 661. Pub.  
d/22.6.96.

Al. has apparently  
written to India.

From

L. C. Harrison Esq.  
J. C. S.

Madam.

35B

15/7/96

No.

Dated 11<sup>th</sup> July 1896

Received 13<sup>th</sup> " " "

Registered 14<sup>th</sup> " " "

Enclosures

SUBJECT.

Stating that it is not advisable  
to give powers to the Surgeon  
Genl to write off up to 100 Rs.  
as per rule.

G.  
25 A.

1,000-21-3-96.

Public DEPARTMENT.

C. No. 2284

FOR ORDERS.

flagged A

In G.O. No. 907. Subd/6. 5. '86  
the Surgeon Genl was authorized to  
write off losses under Rs 20 in value  
In para I (c) of his letter No. 255, d/  
21.3.94, printed in G.O. No. 6531 Pub.  
d/6.9.94, the Surgeon Genl suggested  
that the limit should be raised  
to Rs 100, and in his letter No. 3106,  
d/12.10.94, in G.O. 788. Pub. d/22.10.94,  
Mr. Rawlins, the then Act. Genl,  
stated that he saw no objection  
to the Surgeon Genl's suggestion, which  
was sanctioned accordingly  
in that G.O.

\* D

In para 4 (ii) of his letter  
No. 3560, d/19.12.95, in G.O. No. 597,  
d/22.1.96, Mr. Harrison, the present  
Act. Genl, expressed his opinion  
that the delegation to the Surgeon  
Genl of the power to write off  
deficiencies in medical stores

contrary to Art 279 of the Civil Act Code. His objection was, however overruled in para 4 of F.O. 661. P.O. 22.6.96.

In C. 2284 Mr Harrison requests that the question may be submitted to the Govt of India for orders, and in his D.O. N° 2446 he states that he does not doubt that the Govt of India will be ready to allow the delegation of such powers, but that, as the rules stand, he does not think it admissible.

Attention is invited to para 291 at page 98 of Vol I of the Civil Act Code. Either India must be addressed or the order rescinded. As the advantage of the delegation is in this case obvious the following letter to the Govt of India is submitted for approval.

Letter to

The Secy to the Govt of India  
Int. Com. Dept.

Sir,

In 1886 the local magis-

### FOR ORDERS.

H. E. THE GOVERNOR.

THE HON'BLE MR. H. W. BLISS, C.I.

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

foot to write off losses of medical stores under Rs 20 in value, and in 1894 this limit was raised to Rs 100, with the concurrence of the then Act Genl. The officiating Act Genl, however, is of opinion that the power given to local foot to write off irrecoverable sums by Art 279 of the Civil Act Code cannot be delegated to subordinate officers without the permission of the Govt of India.

2. The advantage of the Magistrate possessing the <sup>power</sup> which this Govt has conferred on him is obvious. The necessity for his submitting <sup>for orders</sup> Every case of petty loss <sup>for the sake</sup> of foot would involve a disproportionate amount of expenditure of time and trouble.

3. I am accordingly <sup>convey the request</sup> to ~~submit the strong recom-~~ ~~mendation of H. E. in Council~~ that the action taken by

*This fact may be confirmed.*

*Delegation of power*

*2014*

*59-730...*

*AR*

*(1) Hon. Mr. H. L. L. C. I. E.*

*(2) H. E. The Governor*

*(Being a Dept. to India with leave  
on a matter of routine)*

When signed for copying \_\_\_\_\_  
When copied \_\_\_\_\_  
When examined \_\_\_\_\_  
When signed \_\_\_\_\_ } 189

READ AGAIN G.O. No. \_\_\_\_\_ DATED \_\_\_\_\_  
189

GOVERNMENT No. \_\_\_\_\_

ENCLOSURES TO G. No. \_\_\_\_\_

ORDER OF GOVERNMENT .. .. A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH  
IN ORIGINAL.

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