Public Works (1896) Department.

G.O., No. 993 R

DATED

[Despatch Abstract.]

Works estimated to cost over Rs. 50,000. Letter to the Govt of India stating that provision will be made ~~in~~ for certain — in the Schedule of demands of S. I. Railway for 1897-98.

Re 26/11.

[P.W. 25.
2,000—23-10-96.]

INDEXED

30/11

BACK PAPERS.

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

FURTHER PAPERS.

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

SERIAL
No. 1

Letter from
No.
Dated

To E. R.

I understand (privately) that the S.I.R are revising their working rules – Do you not think this would be a suitable time to suggest that they should be arranged similar to the NWR rules – that is, the General Rule is printed in large type and the Cos subsidiary rules amplifying the general rule printed in smaller type below the general rule to which they are subordinate. I think they should be asked to exclude from these revised rules, unimportant departmental instructions such as directions how to clean lamps etc with which their present book is stocked.

CMS. 13/12.

Copy of new General Rules in S.I.R file

As Revised rules are shortly to be issued by India. the Revision of the S.I.R should ~~and~~ be postponed

The question was mooted in 1891 when the Agent said the proposal would be considered next time the rules were revised.

Ask them to let us have the proofs to criticise –
when are the Revised rules likely to appear!
The rules relating to accidents are also under revision I think!

Frm
13/12

SERIAL

Form No. 7.

Print

Madras, 20th Dec. 1894

To

Agent, S. I. R.

SERIAL
No. 2

No. 3994 Reply No. 280, dated 25.3.95

Sir,

I understand the Co's Working Rules are being revised and shall be obliged if a copy of the proofs when ready can be sent to me to criticise

20/12

Reminders.

Subject

SERIAL [illegible]
No. 3 26/3/95

papers
D [illegible]
[illegible]
26/3

No. 280

South Indian Railway Co., Ld.,
AGENT'S OFFICE,
TRICHINOPOLY, 25 March 1895.

From

The AGENT,
SOUTH INDIAN RAILWAY,

Print

To

The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

Sir,

Referring to your letter No. 3994 of the 20th of December last, I have the honor to inform you that the revision of this Company's working Instructions is in hand and that the Complete set of proofs are being gone through; as soon as this is done and fair proofs received, which it is thought will be in about two weeks' time, a proof Copy will be sent you for Criticism.

I have the honor to be
Sir,
Your most Obedient Svt.
William B Betts
Agent

Await until 1/4

H.D.

REGISTER
No. 1376
FILE
No.

With refce to your No. 280 d/ 25 March 1895 I have the honour to request that you will kindly let me know when a proof copy of the Co's revised Working Instructions will be submitted to this office ~~for criticism~~

Letter to Ageo 1514
9/5/95

Form No. 7

Madras, 9th May 1895.

SERIAL
No. 4

To

Agent, S. I. R.

Print

No. 1514 Reply No. 524, dated 7-6-95

Sir,

With refce to your No. 280 d/ 25 March 1895, I have the honour to request that you will kindly let me know when a proof copy of the Co's revised Working Instructions will be submitted to this office ~~for criticism~~.

CMM 9/5

Reminders.

EDG 6.6

No. 1514/1 : 6.6.95 CMM 7/6

despd 7/6

EDG 8/7

1514/2 : 8.7.95 HH issued

1514/3 : 7.8.95 CMM 7/8. issued 8/8.

1514/4 : 3.9.95 CMM 4/9 issued 5/9

Subject.

EDG 9/5

SERIAL
No. 5

No. 524

South Indian Railway Co., Ld.
AGENT'S OFFICE,

TRICHINOPOLY, 7th June 1895.

Print

From

THE Acting AGENT,
SOUTH INDIAN RAILWAY,

To

THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

FHA 8/6

Await receipt
FHA 8/6

ask when they may be expected
FHA 26/8

Sir,

In reply to your letter No. 1514 of the 9th ultimo regarding the revision of this Company's Working Rules, I have the honor to inform you the Acting Traffic Manager has circulated proof copies of the revised Rules among the Divisional Officers for their views and suggestions, and that he is engaged in further revising these Rules to bring them into accordance with the new General Rules for Railways. The Acting Traffic Manager is somewhat pressed with work at present owing to sickness in his Staff, but every effort is being made to push forward this revision, and the result shall be sent to you as soon as possible.

I have the honor to be,
Sir,
Your most obedient Servant

David Logan
Acting Agent

FC 21/9

121
20/2

REGISTER
No 2480
FILE
No

From
The Agent,
South Indian Railway,
Trichinopoly,
To
The Consulting Engineer for
Railways,
Madras.
No.
Dated
Received } 189
Enclosure.

No. 851 South Indian Railway Co., Ld.
AGENT'S OFFICE,
TRICHINOPOLY, 19th September 1895.

SERIAL
No. 6

Print

From

THE Ag: AGENT,
SOUTH INDIAN RAILWAY,

To

THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

Sir,

Referring to your reminder No. 1514/4, dated the 5th instant, regarding the revision of the Working Rules of this Company, I have the honor to inform you that the proof copy of these Rules is being gone through by a Committee of Heads of Departments, and I hope to be able to send you final proof copy shortly.

I have the honor to be,
Sir,
Your most Obedient Servant,

T. H. Le Mesurier
for Ag: Agent.

MGS

I think we had better have a first-proof - as we may require some alteration to be made CWS 20/9

TC 21/9.

FDR 20/9

4071
20.9.95

From
The Agent,
South Indian Railway,
Trichinopoly,
To
The Consulting Engineer for
Railways,
Madras.
Dated
Received } 189 .
No.
Enclosure.

Letter to A No 3005
21-9-95

Form No. 7

Madras, 21st September 1895.

To

SERIAL
No. 7

Agent, S. I. R.

Print

No. 3005 Reply No. 928, dated 12. 10. 9

Sir,

Reminders.

With reference to your letter No. 851 dated the 19th instant, I shall be glad ~~of~~ if a first proof copy of the revised "working rules", ~~as they may require some alterations to be made~~ can be submitted to this office in order that any alterations which I may consider necessary may also be ~~made~~ embodied in the final proof

~~Can~~ be submitted to this office

CRM 20/9

Subject.

ATC 21/9

FD 20/9

JH 14/10

SERIAL
No. 8

No. 928

South Indian Railway Co., Ld.
AGENT'S OFFICE,
TRICHINOPOLY, 12th October 1895.

print

From

THE Ag: AGENT,

SOUTH INDIAN RAILWAY,

To

THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

Sir,

Referring to your letter No. 3005 of the 21st Ultimo I have the honor to forward you herewith a proof Copy of the proposed Working Rules, which will be gone over next week. by a Committee of Officers deputed by the Heads of the Engineering, Locomotive, and Traffic, Departments.

I have the honor to be,
Sir,
Your most Obedient Ser.
H L Mesurier
for Ag: Agent.

1 Enclosure by book post.

McGS

C. No. 4444
Recd. 14-10-95

From
The Agent,
South Indian Railway,
Trichinopoly,
To
The Consulting Engineer for
Railways,
Madras.
Dated } 189 .
Received }
No.
Enclosure.

Letter to A No 3287
18/10/95

Form No. 7

Madras, 18th Octr 1895.

To

Agent, S. I. R.

SERIAL
No. 9

Print

No. 3287 Reply No. 908 , dated 1/10/96

Sir,

With ref to your letter No 928 dated 12th Oct I have to return herewith the 1st proof copy of the proposed Working rules

I would invite your attention to the marginal pencil notes thereon, which have been made by an officer of this Dept.

The rules appear to be in many cases contradictory redundant & ill arranged and are based on the General rules of 1880 instead of those of 1895.

It would have been more convenient if they had been arranged as proposed in my letter No 455 of 2-4-1891 viz the General Rule reproduced in large type with your own subsidiary Rules, amplifying the general rule when necessary, printed in a smaller type below the rule to which they were subordinate

Reminders. Encone

3287/1 of 4-12-95.

D.O. 5 XII

Not necessary for suggestions are being carried out. 6/12

Subject.

I would suggest that a responsible officer of the Traffic Department be placed on special duty to put these rules into shape. ~~He should~~ it would save much correspondence if he be instructed to visit Madras to consult with an officer of this department.

C.M. 15/10.

16/10

SERIAL No. 10

Form No. 4

OFFICE OF THE CONSULTING ENGINEER FOR RAILWAYS,

Madras, 28 January 1896.

To

AGENT ~~AND MANAGER, M.~~ R.
S.I.R.

No. 295 Reply No. , dated

Reminders.

Subject.

Memo

~~SIR,~~

In returning an office box, which was left at this Office by Mr H.D Johnston containing a number of books & draft rules in connection with the new S.I.R working rule books, I h. t. honor to offer the following remarks

(1). I consider the S.I.R is worked on the Absolute Block System — but a large number of the rules under "Line Clear & Caution message" apply to the Absolute Block System & are not quoted in Chap VI of the General rules.

I consider it is worked on the Line Clear & Caution message system —

(I) Rule 28 of Chap II exclusively provides for the case of the S.I.R

(2). Many of the subsidiary rules which are taken verbatim from the old S.I.R rules are, now that they are read in conjunction with the general Rules, redundant.

(3). In some instances the wording of the subsidiary rules requires

~~ion~~ alteration (vide for instance Rule 144, which enacts that the Guard must regulate his watch, and sub rules thereto (~~a~~) which says that (c) Guards must not change trains & (d) ~~they~~ must not refuse to go out with ~~out~~ train) ~~with both the [illegible]~~ of

(3). There appear to be no subsidiary rules on Signals at Junctions.

4). A number of ~~[illegible]~~ suggestions in pencil by Mr Skotridge are deserving of attention. In many instances they are ~~m~~ clearer than the sub rule as at present worded.

(5) A note "not applicable to S I R" might advantageously be introduced under many of the General Rules.

It is impossible for me to criticise in detail the rules in their present form owing to the absence ~~want~~ of legible numbering. I shall be glad to receive a printed proof for the purpose as soon as they are struck off.

CWM 24/1

ER sd Monday

Agent may be asked to have proofs struck for ~~for~~ further consideration — as at present presented I cannot undertake any review thereof.

FWE 27/1

Copy of this memo to go with box to Agent

Consg. Engr.'s No. 13.

SERIAL No. 10

Print

No. 295

OFFICE OF CONSULTING ENGINEER FOR RAILWAYS,
Madras, 28 January 1896.

MEMORANDUM.

The following remarks of Cons. & Dy Cons Engrs ~~are~~ forwarded to Agent with request that he will have draft rules put in type.

In returning an office box, which was left at this Office by Mr S. D. Johnston containing a number of books and draft rules in connection with the new South Indian Railway working rule book, I have the honor to offer the following remarks:—

(1) I consider the South Indian Railway is worked on the absolute block system—but a large number of the rules under "Line clear and caution message" apply to the absolute block system and are not quoted in chapter VI of the General rules. Rule 28 of chapter VI expressly provides for the case of the South Indian Railway.

I consider it is worked on the line clear and caution message system.

With box & key

(2) Many of the subsidiary rules which are taken verbatim from the old South Indian Railway rules are, now that they are read in conjunction with the General Rules, redundant.

(3) In some instances the grouping of the subsidiary rules require alteration (Vide for instance Rule 144,

which

which enacts that the guard must regulate his watch and subsidiary rules thereto which say that (c) guards must not change trains) and (d) they must not refuse to go out with trains.

(4) There appear to be no subsidiary rules on signals at Junctions.

(5) A number of suggestions in pencil by Mr Shoobridge are deserving of attention. In many instances they are clearer than the subsidiary rule as at present worded.

(6) A note "not applicable to the South Indian Railway" might advantageously be introduced under many of the General Rules.

It is impossible for me to criticize in detail the rules in their present form owing to the absence of legible numbering. I shall be glad to receive a printed proof for the purpose as soon as they are struck off.

~~Copy forwarded to the Agent South Indian Railway with box.~~

~~Consulting Engineer for Railways.~~

Signed C L Cowell

Agent S I Ry be asked to have proofs struck off. ~~for [illegible]~~ consideration — List at present presented I cannot undertake any revision thereof

429

SERIAL
No. 11

No. 696 R.T.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

RAILWAY TRAFFIC.

Simla, the 7th September 1896.

General Rules of 1895 for working railways open for traffic.

READ—

Section 47 of the Indian Railways Act, 1890.

Government of India, Public Works Department, notification No. 118, dated the 21st March 1895, publishing—in the *Gazette of India* of the 23rd March 1895—the Government of India circular No. 6 Railway, dated the 12th March 1895, and the General Rules for all open lines of railway in British India administered by the Government, therewith promulgated.

Government of India, Public Works Department, notification No. 257, dated the 28th May 1896, publishing—in the *Gazette of India* of the 30th May 1896—the Government of India circular No. 3 Railway, dated the 22nd May 1896, and the amended rules therewith promulgated.

Letter from the Government of Madras, Public Works Department, Railway Branch, No. 561 R., dated the 26th June 1896, forwarding letter from the Agent, South Indian Railway, No. 523, dated the 17th June 1896.

Letter from the Government of Madras, Public Works Department, Railway Branch, No. 680 R., dated the 13th August 1896.

OBSERVATIONS.—The Agent, South Indian Railway Company, has applied that the General Rules for working open lines of railway in British India, administered by the Government, which have been published under the Government of India, Public Works Department, notification No. 118, dated the 21st March 1895 (*vide* the *Gazette of India* of the 23rd March 1895), as modified by the Government of India circular No. 3 Railway, dated the 22nd May 1896, published under Public Works Department notification No. 257, dated the 28th May 1896 (*vide* the *Gazette of India* of the 30th May 1896), may be made applicable to the South Indian railway and to the lines worked by it.

RESOLUTION.—The Governor General in Council is pleased to sanction, with effect from the 1st October 1896 the application to the South Indian and Mayavaram-Mutupet railways of the General Rules for working open lines of railway in British India, administered by the Government, which are cited in the foregoing observations, in supersession of the rules now in force.

ORDER—Ordered, that this resolution be published under a notification in Part I of the *Gazette of India*, as required by section 47, sub-section (3) of the Indian Railways Act, 1890; also that the General Rules cited in the foregoing observations—which have already been published in the *Gazette of India*—be kept at railway stations as directed by sub-section (6) of the same section.

Ordered also that this resolution be communicated to the Government of Madras, Public Works Department, Railway Branch, for information and guidance.

By order,

G. A. ANDERSON,
Offg. Under Secretary.

Documents accompanying.
Nil.

G. C. Press, Simla.—No. 1102 P. W. D.—8-9-96.—100.

SERIAL
No. 12

Extract from Agent's letter to Board No 500 d 23/9/96

REVISED GENERAL RULES FOR WORKING OPEN LINES OF RAILWAYS.

Adverting to the paragraphs on this matter in my letters Nos. 441, and 447, of the 6th of August, and 17th September, 1895, I have to inform you that the introduction of the new General Rules of 1895 having been postponed to the 1st of July, 1896, vide Government of India Circular No. 19 Railway of 9th December, 1895, (copy sent with my letter No. 461) and subsequently certain modifications being made, as detailed in the accompaniment to Government of India Circular No. 3 Railway of 22nd May, 1896, of which I forwarded a copy among the enclosures to my letter No. 487, *a renewed* application was made to Government for sanction to the *amended* Rules being made applicable to the South Indian Railway and to the lines worked by it.

The required sanction to the application of the new Rules to the South Indian, and Mayavaram-Mutupet, Railways has been accorded, with effect from 1st October, 1896, in Government of India Resolution No. 696 R. T., dated 7th September, 1896, a copy of which has been placed among the enclosures to this letter.

Print

The compilation of the Subsidiary Rules to the new General Rules (a work of considerable labour) has been completed, and it is anticipated that the books of the General Rules, with the Subsidiary Rules thereto, will be in the hands of the Staff by the date fixed for the introduction of the former.

No. 908

South Indian Railway Co., Ld.
AGENT'S OFFICE,

SERIAL
No. 73

TRICHINOPOLY, 1st October 1896.

Print

From

THE AGENT,
SOUTH INDIAN RAILWAY,

To

THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

ER, I think these should go on. The Rules have all been ~~seen~~ carefully gone thro'
CTMS 7/10

Sir,

Adverting to correspondence, ending with your letter No. 3287 of the 18th October 1895 regarding the compilation of Subsidiary Rules for this Railway, I have the honor to forward a copy of the Rules, Subsidiary to the General Rules of 1895, which have been drawn up for the guidance of the Staff of this Railway and shall be glad if the same can receive the approval of the Governor General in Council as provided for in Section 47 (3) of Chapter VI of the Indian Railways Act of 1890.

General Rules already [illegible] [illegible] Circular published

Additional copies of the above mentioned book will be sent later on.

AH
I can't find what was the result of discussion as to whether it is necessary to get Sanction of India to Subsidiary Rules. – HH 5/10

ER There is nothing in these papers, but Capt. Shelley will be able to tell what was decided then. ER 8/10

Do you know? HH 8/10

I have the honor to be,

Sir,

Your most obedient Servant
A. O. G. Shelley. Captain R.E.
Agent

1 Enclosure by book-post.

MGJ

4280
21/10/96

From
The Agent,
South Indian Railway,
Trichinopoly
To
The Consulting Engineer for Railways,
Mad
Dated
Received
No.
Enclosure.
189

No. 968

South Indian Railway Co., Ld.
AGENT'S OFFICE,

SERIAL
No. 14

TRICHINOPOLY, 17th October 1896.

From
p[illegible] THE AGENT,
SOUTH INDIAN RAILWAY,
To
THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

File

Sir,

In continuation of this Office letter No. 908 of the 1st instant I have the honor to forward you herewith (in a separate parcel) six additional copies of the Subsidiary Rules to the General Rules of 1895 for open lines of Railways.

I have the honor to be
Sir
Your most obedient Servant

W. Le Mesurier
for Agent

6. Enclosures
by Railway parcel.

E.E
Dy
Dr
AR
DAR
Office

C. No. 4588
Recd. 19/10

From
The Agent,
South Indian Railway,
Trichinopoly.

To
The Consulting Engineer for
Railways,
Madras.

Dated
Received
No. 189
Enclosure

Form No. 29.

SERIAL
No. 15

Letter from
No.
Dated

To E. R.

Nothing was done at the time but:—

Act IX of 90. Sect 47(3) lays down that – "a rule
" made under the section
" (subsidiary rules) shall not
" take effect until it has
" received the sanction of the
" G. G. in Council and been
" published in the Gazette
" of India"

As far as I can understand the previous discussion on this subject I gather that ~~Mr~~ Capt Shelley considered it necessary to have the rules published in the Gazette of India & Mr Upcott thought it unnecessary on the ground that prosecution could always be made under some general rule

17/10

Forward to India for sanction
17/10

R. Form No. 12.

Print

18f

No. 910 R

Government of Madras.

SERIAL No. 16

PUBLIC WORKS DEPARTMENT,

RAILWAY BRANCH.

To

The Secy. to the Govt. of India,
P. W. Department.
Simla

Madras 22nd October 1896.

Sir,

With reference to Govt. of India Resolution No. 696 R.T., d/ 7th Septr 1896, sanctioning, with effect from 1st October 1896, the application to the South Indian & Mayavaram-Mutupet Ry of the General Rules of 1895 for working open lines of railway, I am directed to forward herewith a copy of the Rules, subsidiary to the General Rules referred to above which have been drawn up for the guidance

of

of the S. I. Railway staff. ~~and to request the approval of the Governor General in Council to the rules in question (which are printed in small type below the General rules to which they are subsidiary) as provided for in Section 47(3) of Chapter VI of the Indian Railways Act of 1890.~~ -

20/10

2. Some doubt exists as to whether rules published by a Ry. Administration subsidiary to the General Rules have any legal force in law unless sanctioned by the Govt. of India as provided in Sec 47 of Chap VI of the Indian Ry. Act of 1890: the rules are accordingly forwarded for the approval of G.G. in C. if it is considered that such approval is necessary in order to give them legal force.

20/10

Documents accompanying:-

Copy of the subsidiary rules referred to

Despatched on 22.10.96

B/ No. 910. K dated 22.10.96

SERIAL No. 17

Public Works (1897) Department.

CURRENT No. 10

Order No 6 of 4-1-97

Copy forwarded to the Agent S. I. Railway with reference to his letter No: 908 of 1st October 1896.

4/1

ER

Despatched on 4.1.97

From The Govt. of India

No. 970 RT

Dated 21. 12. 96.

Received 2. 1. 97

Enclosures

Spare copies

SUBJECT.

Subsidiary rules of the S. I. Ry.

Stating that approval by the Governor Gl. in Council of —— is unnecessary for reasons given therein

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

SERIAL No. 17

All communications should be addressed to the Secretary.

No.970 R.T.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

Railway Traffic.

To

The Joint Secretary to the Government of Madras,
Public Works Department, Railway Branch.

Calcutta, the 21st December 1896.

Sir,

Flag N

I am directed to acknowledge the receipt of your letter No.910 R., dated the 22nd October 1896, forwarding a copy of the subsidiary rules of the South Indian railway for the approval of His Excellency the Governor General in Council, if it is considered that such approval is necessary in order to give them legal force.

2. In reply, I am to say that Railway Administrations are invested with the right of exercising certain disciplinary powers over the conduct of their employès under rules 262, 264 and 269 of the General Rules for working open lines of railway in British India.

Please see also Sec 101 of the Act

Further disciplinary powers are also obtained through employès' service agreements which bind them to obey the subsidiary rules and other orders of their superiors, and also provide for the infliction of fines or for summary dismissal, in case of misconduct, and for termination of service, with due notice or pay in lieu of notice, in the event of their services being no longer required.

3.

3. The Government of India are therefore of opinion that Railway Administrations have already sufficient power to enforce the observance of their subsidiary rules and that it is unnecessary to give them the force of law by approval by the Governor General in Council under section 47 of the Railways Act - a course which, as it would involve the necessity for obtaining formal approval to every modification of the subsidiary rules which might be found necessary in the course of working, would be found extremely cumbersome and inconvenient both to Government and to Railway Administrations.

I have the honour to be,
Sir,
Your most obedient servant,

Under Secretary.

Documents accompanying:-
Nil.

S.C.B.