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Revenue (1898) Department.

MISCELLANEOUS SERIES

G.O., No. 3203

DATED 2nd August 1898

[Despatch Abstract.]

Copy of G.O. No. 1 dated 1st January 1898 regarding the Septic Diseases Survey Staff. Extract from Despatch stating that in place of the Surgeon of Levels 1st Class, the C.M.S., Calcutta, will be selected by the Govt. of India that the Special Rates of Journey by road authorised for the Survey Staff of any one year may be declared, and Government should be applied to for journeys by boat and performing the Travelling Allowance Rules the Survey Staff during the Course of the Annual Inspection on the Godavari Canals.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
605/18							

Government {1898} of Madras.

FINANCIAL.

Read. 26 July } 1898. *Enclosures*

Regd. 28 " *Spare copies*

G.O., &c., Nos. 617, 618, 16th July 1893.

G.O. dtd 3203 2 Aug. 1898

G.O. Mis No. 32

JULY.

Recorded
Communicated to
the Board of Rev. and to the
Supt, Madras Survey

Mle
30/11/98

To ~~Copy to~~ the Board of Rev & S.R. Supt, Madras Survey

Journeys by Boat in the Agency Tracts.

Stating that, in view of the terms of article 1126 of the Civil Service Regulations, it is clear it was intended by the Government of India that the special rates of mileage by road admissible in the Agency tracts of Ganjám, Vizagapatam and Gódávari should be applicable to journeys by boat, and authorizing the Accountant-General to refund the recoveries effected in the cases of the Revenue subordinates in the Gódávari district. Copy to the Government of India.

Rem 28 Oct. 98

H. 28.7.98

CAS 28.7.98

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

Read—again the following papers:—

G.O., Nos. 469, 470, Financial, dated 18th June 1894.

Letter from the Government of India, Home Department, No. 1346, Public, dated 8th August 1894.

G.O., No. 700, Financial, dated 7th September 1894.

G.O., Nos. 1032, 1033, Judicial, dated 19th June 1896.

Letter from the Government of India, Home Department, No. 1214, Public, dated 29th July 1896.

G.O., No. 1270, Judicial, dated 10th August 1896.

G.O., Nos. 1433, 1434, Judicial, dated 2nd October 1897.

Letter from the Government of India, Home Department, No. 2419, dated 9th November 1897.

G.O., No. 1621, Judicial, dated 20th November 1897.

Read—also the following papers:—

From V. A. BRODIE, Esq., Collector and Government Agent, Gódávari, to the Chief Secretary to Government, dated Cocanada, 15th March 1898, Ref. on Cur. No. 161-Agency.

I have the honour to submit the following case for the orders of Government.

During the recent famine I had to depute several clerks and Revenue Inspectors to Bhadráchalam. They travelled by boat on the Gódávari to Bhadráchalam and drew the special rates of travelling allowance specified in article 1252 of the Civil Service Regulations. The Accountant-General objected to this stating that under Appendix 26-C, paragraph 2, special rates are allowed in the case of "journeys by road" only. My Treasury Deputy Collector thereupon pointed out to him that under article 1126 "travelling by road" includes travelling by sea or river otherwise than in a steamer (*e.g.*, by steam launch or by boat) and that no recovery need therefore be made. The Accountant-General in his letter, No. 428/I.A.C.H.D., dated 20th November 1897, says: "It will be observed from paragraph 2 of Appendix 26-C of the Civil Service Regulations that the words 'mileage allowances' used in other cases are not used in the case of journeys in the Agency tracts but it is distinctly worded 'mileage by road' which apparently precludes admission of the increased rate in the case of journeys other than by road. Article 1126 of the Civil Service Regulations should be read along with other articles bearing on the same 'point.'" In accordance with this interpretation of the Accountant-General the necessary recoveries have been effected.

I am however doubtful if the Accountant-General's interpretation is correct. The increased rates have always hitherto been allowed for journeys in the Agency tracts whether by road or by river without any objection whatsoever. The above

interpretation has now been given to article 1252 by the Accountant-General for the first time, but surely the definition in article 1126 of "travelling by road" must apply throughout unless the contrary appears from the context and it is not clear how the reading of article 1126 along with other articles bearing on the same point affects the question. On the other hand the reading of article 1126 with article 1252 and appendix 26-C confirms my Treasury Deputy Collector's interpretation.

The words "mileage allowances" used in appendix 26-C, clause 2, relate to—

(1) Travelling by railway.

(2) Travelling by sea or river on steamer.

(3) Travelling by road including travelling by sea or river otherwise than in a steamer and travelling by canals. [*Vide* Chapter XLVIII.]

The words "mileage rate by road" used in the case of the special tracts of Ganjám, Gódávari, &c., are evidently intended to exclude item 2, item 1 having already been excluded by clause 111 of article 1251 from the operations of the rule (1252). There is thus no justification to interpret the words "by road" literally and not in accordance with article 1126. Special boats have to be engaged in the Agency tracts of this district for want of regularly plying boats and travelling in these tracts is consequently specially expensive. I think the increased rates therefore should be allowed.

Endt. No.

Transferred to the Financial Department.

(Signed) A. R. KNAPP,
Ag. Under Secretary.

2nd April 1898.

Endt. No. 994.

Referred to the Accountant-General for remarks.

(Signed) A. T. ARUNDEL,
Chief Secretary.

26th April 1898.

From T. HESKETH BIGGS, Esq., Accountant-General, to the Chief Secretary to Government, dated Fort St. George, 17th May 1898, No. 1929.

With reference to your endorsement, No. 994, dated the 26th of April 1898, referring to me for remarks letter, No. 161, dated 15th March 1898, from the Collector and Government Agent, Gódávari, regarding the question as to whether the increased rate of mileage allowed by Appendix 26-C, Civil Service Regulations, for the special tracts of Ganjám, &c., should include mileage by boat journeys also, I have the honour to report that I feel some doubt whether the object of the distinction was simply to exclude steamer journeys in the Gódávari and other districts from the increased rates, as suggested by the Collector of Gódávari.

Government may however be perhaps aware whether, at the time when the concession was extended to Ganjám and other tracts, it was intended by the Government of India that mileage by road should include mileage by boats. Otherwise, I would suggest that a reference be made to the Government of India for orders on the point.

Order—No. 617, Financial, dated 16th July 1898.

His Excellency the Governor in Council considers that in view of the terms of article 1126 of the Civil Service Regulations it is clear that the Government of India intended that the special rates of mileage by road admissible in the Agency tracts of Ganjám, Vizagapatam and Gódávari should be applicable to journeys by boat. The

Accountant-General will be authorized to refund the recoveries effected in the cases of the Revenue subordinates in the Gódávari district referred to in the foregoing correspondence, and copy of these proceedings will be forwarded to the Government of India for confirmation.

(True Extract.)

for *Chief Secretary.*

To the Government Agent, Gódávari.
" Accountant-General.
" Revenue Department.
" Judicial Department.

Endorsement—No. 618, Financial, dated 16th July 1898.

Copy to the Government of India, Finance and Commerce Department.

G. STOKES,
Chief Secretary.

Ed. A. P. Eccleston.

When given for copying ____
When copied ____
When examined ____ } 189 .
When signed ____

Read again G.O., No. dated
189 ,

Current No.

Enclosures to C. 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.