

## D—POWERS OF EXECUTIVE ENGINEERS

428. The following is a summary of the powers of a permanent Executive Engineer in-charge of a division. Officiating Executive Engineers in-charge of divisions are also empowered to exercise these powers provided the officiating period is likely to exceed three months. Once an officiating Executive Engineer has exercised these powers he will exercise them again whenever he acts as an Executive Engineer, whatever the period unless the powers have for any reason been expressly withdrawn.

## I—ROADS AND BUILDINGS

## A—Original works

(a) *Administrative approval.*—To accord administrative approval to estimates up to Rs. 500 for contribution works and for works executed for the Public Works Department other than residential or ecclesiastical works.

NOTES.—(1) The above powers can be exercised by the Executive Engineers in regard to electrical works also subject to certain conditions—vide paragraph 441 and the note thereunder as introduced by G.O. No. Ms. 1281, W., dated 12th June 1934.

(2) The Executive Engineers of Divisions can accord administrative approval upto a limit of Rs. 100 in the case of small extensions to electrical installations in Government non-residential buildings in their charge.

(3) In the case of works connected with quarters for employees in inferior service, however, Executive Engineers can accord administrative approval upto a limit of Rs. 2,000 subject to the following conditions:—

(a) that the proposals are in accordance with the latest type-designs approved by Government and that outside works are limited to minor sanitary works, such as drains, latrines, wells and the like: and

(b) that an enhancement of the limit fixed for 'Minor works' is not asked for on this ground.

(c) *Technical sanction to estimate.*—To accord final or technical sanction to detailed estimates or original works upto a maximum limit of Rs. 10,000 excluding charges for establishment and tools and plant.

(b) When the detailed estimate is a working estimate for a work, or part of a work, included in general estimate or in any subsidiary estimate subsequently sanctioned by competent authority, the sanction is subject to the condition that the provision for it in the general or subsidiary estimate is not exceeded.

NOTE—The Executive Engineers of Divisions can accord technical sanction to estimate for electric installations, new works, extensions and improvements in Government buildings in their charge upto a limit of Rs. 3,000.

(c) *Excesses over estimates.*—To deal finally with all excess of not more than 5 per cent of the amount of any sanctioned estimate provided that the total amount of the excess is within the limit of his powers to sanction estimates technically. He may also pass excess expenditure upto a limit of Rs. 750 on all works irrespective of the amounts of the sanctioned estimates. He has however no powers to sanction any excess over a revised estimate sanctioned by a higher authority.

(d) *Alterations of designs.*—To sanction alterations in the constructive details of works during their execution in cases of necessity, reporting as a general rule, his action to the Superintending Engineer, provided that such alterations do not cause an increase of charge on the work, beyond the limit of his powers to deal finally with excesses over estimates—vide (c) above. When however, such alterations affect the administrative side of the works, they should be effected only after consulting the administrative department concerned.

(e) *Contingencies in the estimate for a work.*—To divert the provision for contingencies to new works or repairs not provided for in the estimate upto a maximum of Rs. 2,500 for each item (Paragraph 117). The Executive Engineer can divert the provision in an estimate under “Contingencies” to meet excesses due to the increased rates or any cause whatever, provided the total amount of the estimate after revision does not exceed by more than 5 per cent of the sanctioned amount inclusive of contingencies and provided that the excess is within the Executive Engineer’s powers of sanction.

(f) *Unforeseen works in an estimate for a work.*—To divert the provision under this item for new works which are required by the administrative authority and which are essential for the due fulfilment of the precise object for which the scheme was intended, upto a limit of Rs. 2,500 for each item.... See also paragraph 117A.

#### B—Repairs

429. (a) (i) Ordinary and Special repairs—To sanction estimates for ordinary and special repairs within the limits of budget allotments and upto a limit of Rs. 10,000 for each work.

NOTE.—The limit of Rs. 10,000 does not apply to cases where lumpsum mileage rates are fixed by the Superintending Engineers for annual maintenance of roads under paragraph 418 (a). The limit in such cases is the amount for each road based on the mileage rate for each reach of that road fixed by the Superintending Engineer.

429 (a) (ii) Emergent repairs—To sanction emergent repairs to all works in-charge of the department to any necessary and reasonable amount, in case of imminent danger to the structure.

(iii) *Repairs to electrical installations*—To sanction estimate for ordinary or special repairs to electric installations in Government buildings in their charge upto a limit of Rs. 2,500.

(b) To prescribe lump-sum amounts on ordinary repairs under paragraph 147 upto Rs. 500 under the conditions laid down therein.

(c) Excesses over estimates—Same powers as under original works, if a revised estimate is not prepared; if a revised estimate is prepared, it may be dealt with under sub-paragraph (a) above.

#### C.—Tools and Plant.

429. A. Same powers as under, original works.

### II—IRRIGATION WORKS

#### (a) Administrative Approval

	Rs.
430. (1) 68. Works for which Capital and Revenue Accounts are kept—Works chargeable to capital account.	
(2) XVII. Works for which Capital and Revenue Accounts are kept--Extensions and improvements.	500
(3) 18. Works for which Capital and Revenue Accounts are not kept--Original works (Works, Extensions and Improvements)	500
(4) Full contributions works other than repairs	500
(5) Tank Restoration scheme works--Extensions and Improvements.	500

**NOTE.**—Executive Engineers who have put in a service of not less than 15 years in the department may accord administrative approval to departmental irrigation works--Extensions and Improvements, original works and Tank Restoration scheme works—Extensions and Improvements and full contribution works upto a limit of Rs. 1,000 for each work. The previous approval of the Collector should be obtained to all proposals for works estimated to cost more than Rs. 500. In these cases the Executive Engineer should send to the Superintending Engineer a copy of the report sent by

him to the Collector, and the Superintending Engineer may, if he desires it necessary, in any particular case, call on the Executive Engineer to submit the detailed estimates and plans for his approval.

(b) Technical sanction.

	Rs.
(1) 68. Works for which capital and Revenue Accounts are kept—Works Chargeable to Capital Account.	10,000
(2) XVII. Works for which capital and Revenue Accounts are kept—Extensions and Improvements.	10,000
(3) 19. Works for which Capital and Revenue Accounts are not kept—Original works (Works, Extensions and Improvements and miscellaneous expenditure).	10,000
(4) Full contribution works and repairs.	10,000
(5) XVII. and 18. maintenance and repairs—	
(a) Ordinary repairs.	Full powers
(b) Special repairs—Include repairs under famine relief works.	25,000
(6) Tank Restoration Scheme Works—Extensions and Improvements.	10,000
(7) Tools and Plant estimate charged to irrigation heads of account.	10,000

NOTE 1—The limits fixed in items (1) to (6) above are for “works” only and or exclusive of centage charges for Establishment and Tools and Plant etc.,

2—The actual expenditure in any particular year on sanctioned estimates is however limited by the appropriations—See paragraph 101 (a) (ii) of the Tamil Nadu Public Works Account Code.

(c) Excesses over estimates.

(Same powers as under paragraphs 428 (a) and 429 (c) but subject to the limitations in paragraph 420 (c).



## III—CONTRACTS

431. (i) To accept tenders for contracts for sanctioned original works and repairs provided that the amount of the tender does not exceed the amount of the sanctioned estimate plus such excess as he is competent to sanction under the provisions of paragraph 428 (c) and subject to a limit of Rs. 10,000 or of any higher limit which may be authorised by the Chief Engineer under the provisions of the sub-paragraph below.

The Chief Engineer may, at his discretion, invest individual permanent Executive Engineer in-charge of division or officiating Executive Engineer in-charge of division who has officiated or is likely to officiate in such a charge for more than three months with powers to enter into contracts based on the lump-sum tender system upto a limit of Rs. 25,000 subject to the condition that no additions to, or alternations in, authorised standard forms are made by an Executive Engineer.

(ii) To accept tenders and contract for electrical works.—To accept tenders for contracts for sanctioned original works and repairs up to a limit of Rs. 3,000 and Rs. 5,000 respectively with such excess as they are competent under paragraph 428 (c).

NOTE.—In cases where materials are supplied by Government to the contractor, the amount of the contract should, for the purpose of determining the authority, competent to accept it, be taken to the net amount to be paid to the contractor, exclusive of the cost or value of the materials so supplied. Further the amount of the contract added to the cost of materials must not exceed the sanctioned estimates by an amount greater than that which the officer is empowered to sanction under the provisions of paragraph 428 (c)

## IV—STORES

## (a) Purchase, Manufacture and Repairs

432. (i) To accord administrative approval to estimates for the purchase or manufacture of tools and plant (not including livestock or office furniture) subject to a maximum of Rs. 500 each estimate and to sanction estimates for regular repairs of special tools and plant other than running or working expenses upto Rs. 500 for each estimate and for the maintenance of ordinary tools and plant upto Rs. 11,000 a year for the division limited to the appropriation allotted for the division. The divisional Engineers and Executive Engineers may sanction estimates technically for ordinary maintenance of special tools and plant like lorries, power rollers, etc., upto Rs. 10,000 per year for each such plant.

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Vide CE(G), No AC2/137291/87 CR dt 11.12.07

(ii) To accord administrative approval to the purchase of office furniture upto Rs. 100 for each estimate.

(iii) To order any stores required for the execution of a sanctioned work, subject to the condition laid down in the Stores Rules—Article 125 of Tamil Nadu Financial Code Volume I, and to provision in the sanctioned estimates—See paragraph 322.

(iv) To purchase or manufacture stock, sufficient to keep the stock of the division upto the reserve limit—Vice paragraphs 323 and 324.

(b) Write off

(i) To sanction the writing—off the returns of tools and plant of all tools and plant the full value of which has been recovered. In recovering the value of tools lost, centage charges must be recovered.

(ii) To write-off tools and plant in those cases where only part values has been recovered for causes which he considers reasonable.

(iii) To write—off unserviceable tools and plant and stores, the original cost of which did not exceed Rs. 100, when no value is recovered for causes which the Executive Engineer considers reasonable.

(iv) To write—off fanine tools the full value of which has been recovered, subject to the provision that if such write—off affects the authorized reserves, the orders of the Superintending Engineer concerned should be obtained.

(v) To write—off finally the irrecoverable value of stores or Public money lost by fraud or the negligence of individuals or other causes, unprofitable outly on works and loss of revenue subject to a maximum, limit of Rs. 100 in each case, provided that the loss does not disclose—

(1) defect of the system the amendment of which requires the orders of higher authority, or

(2) serious negligence on the part of some individual officer or officers which might possibly call for disciplinary action requiring the orders of higher authority.

## (c) Disposal of Stores (Other than Tools and Plant)

(i) To issue orders for the disposal, by a sale or otherwise, of surplus stores at a rate not less than the prevailing market rate in the locality at the time of their disposal or at their full book value whichever is less, and of materials received from works dismantled or under going repairs at their estimated value upto a limit of Rs. 2,500 vide paragraph 336 (a) of the Tamil Nadu Public Works Account Code.

(ii) To sanction the sale of articles on the stock accounts to private persons, when it can be done without inconvenience to the public service, for full value including storage charges plus the usual charges of 10 per cent (except when this charge is specially remitted under the provisions of paragraph 331 (a) upto Rs. 1000.

(iii) To sanction the sale of unserviceable stores at less than their full book value when the original purchase value of the articles does not exceed Rs. 2,500.

## (d) Sale and Dismantlement of Public Buildings.

(See paragraph 235.)

## V—POWERS OF REAPPROPRIATION.

433. The following are the powers of Executive Engineers to appropriate funds :-

(1) 50 Public Work and 103 Capital outlay on Public Works Major Works—

Subject to the following conditions:—

(1) (1) that the total of the amounts proposed to be reappropriated from or to a single major work should not exceed Rs. 2,500;

(2) that in the case of resumption, the head of the department concerned should be informed of the fact, explaining why it was not possible to spend the grant on the work in question.

(3) that the amount resumed should on no account be diverted to new major works not provided for in the budget; and

(4) that the reappropriation are confined to works under the minor head or department.



(5) that the reappropriation does not involve a transfer of funds to a work or project which has not received the requisite administrative approval and technical sanction under the rules in this Code or, does not involve an appropriation of funds in excess of the amount of the estimate, if technical sanction has been accorded; and

(6) that the reappropriation has not the effect of increasing the appropriation under a unit which has been reduced by a higher authority.

#### Minor works—

Executive Engineers have full powers to sanction transfer of funds between the minor works within the division subject to the following conditions—

(1) no transfer should be made from one minor or departmental head to another;

(2) no transfer of funds shall be made to a new minor work costing over Rs. 2,500 not already included in the appendix to the State Public Works budget;

(3) no transfer should be made to a work or project which has not received the requisite administrative approval and technical sanction under the rules in this Code and then the amount so transferred involve sanction of grant in excess of the amount of the estimates if technical sanction has been accorded; and

(4) That the transfer has not the effect of increasing the total provision for minor works under a minor or departmental head under " 259 Public Works ".

(2) Copies of orders sanctioning any reappropriation should be communicated to the Finance Department through the proper channel and to the Accountant-General as soon as such orders are passed.

### VI—MISCELLANEOUS POWERS

434. Rules and powers regarding the grant of advances of pay and travelling allowances, house-building advances etc., and contingent expenditure will be found in the Tamil Nadu Finance Code Vol. I and the Tamil Nadu Treasury Code.

(a) Executive Engineers are authorised to incur expenditure in the employment of the watermen for supplying drinking water to their office staff from their office contingencies when

the necessity for such expenditure arises. The General Superintendent, P. W. Workshops & Stores, Madras may incur every year expenditure not exceeding Rs. 300 in connection with the "Ayudha Pooja" celebrations in the above workshop and stores, subject to necessary budget provision.

(b) The Executive Engineers of Division can accord sanction for the payment of compensation to workmen in connection with the accidents falling under section 4(1)(d) of the Workmen's Compensation Act, 1923, when there is an award passed by the Commissioner for Workmen's Compensation. The Executive Engineers of Divisions can also accord sanction for the payment of compensation to workmen in connection with the accidents falling under section 4-D of the Workmen's Compensation Act, 1923 irrespective of whether the compensation was awarded by the Commissioner for workmen's compensation or not.

(c) The General Superintendent, P. W. Workshops and Stores, Madras can accord sanction for the payment of compensation to workmen in connection with the accidents falling under section 4(1)(d) of Workmen's Compensation Act, 1923 when there is an award passed by the commissioner for Workmen's compensation. The General Superintendent, P. W. Workshops can also accord sanction for the payment of compensation to workmen in connection with the accidents falling under section 4-D of the Workmen's Compensation Act, 1923, irrespective of whether the compensation was awarded by the Commissioner for workmen's compensation or not.

## B—ELECTRICAL ENGINEER'S POWERS OF SANCTION

### I—ORIGINAL WORKS

#### (a) Administrative Approval.

435. To accord administrative approval to proposals for electrical works upto a limit of Rs. 1,000 for each project subject to the restriction that the powers will not apply to proposals for first installations to buildings or for electrical works relating to residential buildings.

Note.—The powers of administrative approval are restricted to departmental works, i. e. purely Public Works Department Works unconnected with any other department.

To accept the execution of contribution works up to a limit of Rs. 200 for each work.

## (b) Technical Sanction.

To sanction technically estimates upto a limit of Rs. 10,000

## II—ORDINARY REPAIRS.

(a) (i) *Ordinary and Special repairs*.—To sanction estimates for ordinary or special repairs to electric installations in Government buildings in his charge upto a limit of Rs. 10,000.

(ii) *Emergent repairs*.—To sanction emergent repairs to any necessary and reasonable amount in the case of imminent danger to the installation explaining immediately to the Chief Engineer the essential necessity to utilize the powers.

(b) To prescribe lump-sum amounts for ordinary repairs under paragraph 147 upto Rs. 500 under the conditions laid down therein.

## III—EXCESSES OVER ESTIMATES

[(Same powers as of Executive Engineers of divisions—vide paragraphs 428(c) and 429(c).]

## IV—TENDERS

To accept tenders for contracts for sanctioned original works and repairs provided that the amount of the tender does not exceed the amount of the sanctioned estimate plus such excess as he is competent to sanction under the provisions of paragraph 428(c) and subject to a limit of Rs. 15,000.

The Electrical Engineer who is competent to accept tenders upto Rs. 15,000 shall approve rates and agreement for additional items of work, fairly contingent on the main work and not susceptible of being separated there from, to the main contractor, provided, the value of the original agreement for the main work accepted by him plus the value of additional items of work put together does not exceed Rs. 15,000.

Note.—(1) This applies to sub-works of major estimates or works sanctioned as supplementary to major estimates upto the same limit for such works.

## V—WRITE OFF

The Electrical Engineer to Government is empowered to sanction the write-off of the value of stores borne on stock accounts damaged or lost by fraud or negligence of the individuals or other causes upto a limit of Rs. 20 for each article of similar articles written-off at a time subject to the restrictions that the loss does not disclose—

(i) A defect of system, [the amendment of which requires the orders of higher authority; or

(ii) Serious negligence on the part of some individual officer or officers which might possibly call for disciplinary action requiring the orders of higher authority.

Survey reports of all such items written-off by the Electrical Engineer should be forwarded to the Accountant-General with the accounts.

In cases of losses of materials which have already been debited to works viz. Government installation, the replacements should be charged to repair estimates direct and no write-off is necessary. The Electrical Engineer may deal with such cases upto a limit of Rs. 300 for each work or installation subject to the same conditions.

## VI—OTHER POWERS

In respect of other sanctions, the Electrical Engineer can exercise the same powers as of Executive Engineers of divisions.

### F—POWERS OF SUBDIVISIONAL OFFICERS

436. The powers specified in clauses (h), (i) and (j) below can be exercised by all subdivisional Officers (permanent and officiating) irrespective of the length of their service.

The powers specified in clauses (a) to (e) and  $\frac{3}{2}$ (g) below can be exercised by—

(1) Permanent Assistant Engineers recruited from supervisors irrespective of the length of their service as Subdivisional Officers.

(2) Officiating Assistant Engineers recruited from supervisors with 3 years service as subdivisional Officer; and

(3) Direct recruited permanent Assistant Engineers with 3 years service as Subdivisional Officer.

The power specified in clause (d) can be exercised in full by all officiating Assistant Engineers recruited from supervisors irrespective of the length of their service.