

File No. 10178 Continued.

OPINION.

licated under the sub-division "alterations", in order to ascertain the cost of the change or alteration.

7846

After the contract has been awarded there is no power in the Board of Awards to alter the specifications, and any changes which are made must be made in accordance with the provisions of the specifications, and if there are none such, then the contract can only be executed in strict compliance with the specifications.

If the Inspector of Buildings, therefore, says that the changes were made by him in accordance with the authority conferred on him by the sub-division of the specifications, entitled "alterations" then no question can be raised in reference thereto, as he was fully warranted by the specifications in so doing, provided he acted in accordance therewith.

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In my opinion the Board of Awards is without any power to order any tests to discover whether or not the proper material is being used in the construction of the jail. The Mayor, however, if he has any doubt, under the general supervisory powers exercised by him over all City officials, has the unquestioned right to direct the Inspector of Buildings to have a test made under such conditions as will satisfy the public that proper materials are being used.

Very truly yours,  
(Signed) Sylvan Hayes Lauchheimer,  
Deputy City Solicitor.

File No. 10178.

LAW DEPARTMENT.

Baltimore, June 22, 1909.

Hon. J. Barry Mahool,  
Mayor of Baltimore and  
President of the Board of Awards, City.

Dear Sir:-

I send herewith copy of the opinion given to the Inspector of Buildings, in reference to the right of the Inspector of Buildings to depart from the specifications upon which the contract for certain

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