

Ecclesiastical (1897) Department.

ORDINARY MS.

G.O., No. 80.

DATED 28.10.97

INDEXED.

20.5
25/10

17-18

[Despatch Abstract.]

Recording with remarks, Correspondence on the subject of the grant of Exchange Compensation Allowance to certain Ecclesiastical Officers.

BACK PAPERS.

[Eccl.
1.
250-5 3-07.]

Ecclesiastical (189 7) Department.

CURRENT No. 202

FURTHER PAPERS.

From

The Senior Chaplain
Church of Scotland

No. 84
A.

Order

Dated

Received

Registered

Enclosures

Spare copies

7
8 } 8-97
8

SUBJECT.

Stating that there are
no persons in the Eccl.
Dept. (Church of Scotland)
entitled to exchange com-
pensation except the
Chaplains.

To await the other reply.

Mc.
11/8/27

BACK PAPERS.

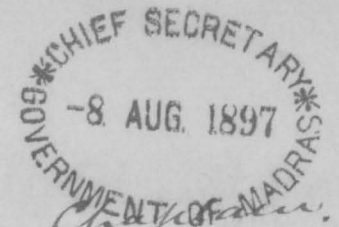
G.O.	No.	Department.	Date.
	94	eccl	16.8.97
	78	eccl	14.7.97 R

FURTHER PAPERS.

G.O.	No.	Department.	Date.



ENT NO 202



No 84.
A.

From The Senior Chaplain,
Church of Scotland,
Madras.

To The Honble The Chief Secretary
Govt of Madras.
Madras.

Sir,

P

With reference to G.O. No 78
dated 14th July/97, I have the
honor to state, that there
are no persons in the
Eccl. Dept of Church of
Scotland entitled to
Exchange Compensation,
except the Chaplains.

I have the honor to be,

Sir,

Your most obed^t serv^t
Wm. F. Archibald
Senior Chaplain.

Madras
7th Aug 1897.

Ecclesiastical (1897) Department.

CURRENT No. 209

491
24.6.97



From
The Venble W. Weston Elwes M.A.
Archdeacon of Madras
In charge of the Diocese

Order

No. 1676

Dated August 9th 1897.

Received 10 3 August 97

Registered 11

Enclosures (one).

Spare copies

recd 16/8/97

SUBJECT.

Applying for a certificate
to enable the Rev. E. Hall
to draw compensation (excess)
allowance

Ref. done. new in Comp. all
- find up new. none in excess
rules of the what state in the
file in this subject?
Please see me linked 10/9/97
file.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Gazetted Audit Department.

Fort Saint George
Accountant General's Office
9th July 1897.

No. 2075.

From

J. C. Harrison Esq.
Offg. Accountant General to the
Government of Madras.

To

The Reverend E. Bull
Ag. Joint Chaplain
St. George's Cathedral - Madras.

Sir,

With reference to your claim to Exchange Com-
-pensation Allowance disallowed in this office Audit
Slip ³⁸ dated 1st July 1897 I have the honor to invite
your attention to rule 4 of the rules regarding the
grant of Exchange Compensation Allowance pub-
-lished in the Fort St. George Gazette, dated 6th July
1897 and Madras Government Order No. 491 H,
dated 24th June 1897, under which no officer appoint-
-ed in India on or after 1st April 1897 is eligible
for Exchange Compensation Allowance, unless on ap-
-pointment he is declared eligible by a Certificate from
Government referred to therein.

In the absence of such a Certificate this Office
will not be in a position to pass Exchange Compensa-
-tion Allowance to you.

I have &c.
(Signed) J. C. Mitra
Actg. Accountant General.

(True Copy)

W. Westcott Elved
Archdeacon of Madras
In charge of the Diocese.

Blair Athol
PENAMPET,

Coonoor, August 9th 1897.
Madras,

No. 1676.

From

CURRENT NO 209

THE VENERABLE W. WESTON ELWES, M.A.,

To

Archdeacon of Madras,

In Charge of the Diocese

The Honorable
The Chief Secretary
to Government.

Sir,

F

With reference to a letter from the Accountant General to the Reverend E. Bull, N^o 2075, July 9th 1897, (Copy enclosed) and to a communication I have received from the Reverend E. Bull dated 27th July 1897, I have the honor to request that Government will be pleased to issue the Certificate required under rule IV, new rules Exchange Compensation Allowance, to enable the Reverend E. Bull to draw that allowance.

E

E

2. It seems to me that practically all Chaplains come under rule I. (1) Europeans appointed in England. They are appointed from Rome, and their appointment runs "Her Majesty has been pleased to appoint". It is a mere matter of accident that a certain number of these appointed happen to have come out from England to work outside the Establishment, before being appointed as Chaplains.

E

3. But if it is held that the Reverend E. Bull does not come under rule I (1), it seems absolutely clear that he must come under rule II.2. For a Chaplain on the Establishment I venture

1897	Dept
Encls. No 1	To
O. No 209	

Ecclesiastical (189 /) Department.

CURRENT No. 214

From
The Venble W. Weston Glves, M.A.
Archdeacon of Madras
In charge of the Diocese

Order



No. 1649

Dated 23rd August 1897

Received } 24/8/97
Registered }

Enclosures

Spare copies

SUBJECT. 30/8/97
C.W.

For information
Replies in Public (vide below) are not
complete. Those in Eccl are but
certain papers have not been
put up
as
31/8/97

Exchange compensation allowance
to Officers of the Ecclesiastical
Department

R call for
the original of
No. 662 File 2131.8.94
The Record Note on
chaplain, with the Mad
Eccl Estab at present
also be put up
as
30/8

to think it will be held that "European qualifications
are indispensable", or at least that the exceptions to
this rule should be exceedingly rare and special.

4. The Reverend E. Bull was entirely brought
up at home and his father was never in India.

I have the honor to be,
Sir,

Your most obedient servant,

W. West Glves
Archdeacon of Madras
In charge of the Diocese.

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT NO 214

ECCLESIASTICAL DEPARTMENT,

Blair & Hobbs
TENNAMPET

Coonoor, August 23rd 1897.
Madras,

No. 1679.

From

THE VENERABLE W. WESTON ELWES, M.A.,

Archdeacon of Madras,

To

In charge of the Diocese

The Honorable

The Chief Secretary

to Government.

Sir,

I have the honor to acknowledge the receipt of your Ecclesiastical Department R No 94, dated 16th August 1897, referring to Ecclesiastical Department R No 98, dated 14th July 1897, regarding Compensation Allowance.

2. I have the honor to state that it seems to me clear that Chaplains on the Ecclesiastical Establishment come under rule 3 of the rules published in No 491, Financial, 24th June 1897, inasmuch as they should be considered as "officers appointed in England."

3. These appointments run in the following form "Her Majesty has been pleased to appoint." The fact that at times, especially of late, men who have been a short time in India, in non-Government services have been appointed, does not seem to me to invalidate their claim to come under rule 3.

4. But if it be held that although appointed in England by Her Majesty, these Chaplains who happen to be at the time of their appointment, in India, come under rule 5 of rules printed in No 491, Financial, 24th June 1897, then I submit for the

Consideration of Government, that they come under rule 5 (1) (a), for it seems to me that European qualifications should be held to be indispensable for appointments to Chaplaincies.

5. Chaplains are appointed for Government servants in India, firstly I believe for Military servants of Government, and secondly for Civil servants especially for those Civil servants appointed from home. If Chaplains were appointed without European qualifications they would not I venture to think be acceptable to those for whom they are appointed, nor would they work to the satisfaction of Government.

6. There is however one Ecclesiastical Officer who is not a Chaplain, and not appointed in England and so does not come under rule 3, but to whom I venture to submit Compensation Allowance should be granted, the Registrar of the Diocese. He comes I think under rule 5 (1) (a). This Officer should I think always be a Solicitor, as he is the legal adviser of the Bishop and Archdeacon. He has to do with Chaplains and other European Clergymen with reference to many matters relating to Ecclesiastical Law, and he could not I think be either acceptable to these Officers, nor could he do his work acceptably to Government unless he had European qualifications.

7. The present holder of the office draws Compensation Allowance under Government Order 31st.

August 1894, No 662, Financial, recording a letter from the Deputy Secretary to the Government of India, Finance and Commerce Department dated 18th August 1894 No 82 4/93.

I have the honor to be,

Yours most obedient servant

H. W. L. Elwes

Archdeacon of Madras

In charge of the Diocese

[G
75]

End note
27-10-97

NOTE FOR THE UNDER SECRETARY.

Please see

C209. It should

it is thought be

taken up with

the other replies

from Head

Ydpls on the

subject of 4.

Compⁿ all.

and treated

separately?

Cur

16/10/97

H. W. L. Elwes
Vol. put up
marked with
a red cap.

SA

One there are
his papers re
in Bulls 3.

called upon them
= Indi.?

AK.

R

arg
+D

Print
papers
about the
shell
and
8/5/57

US

This came to me
without the note for
orders which I
drafted

So. 58 Eccl
at 20.0.97 has
not yet come
from Madras

undate.
9-9-97

Some. Please
to it HR
9/9/57

Earl wrote

Recd 80 of 28-10-97

C 16-10-97

NOTE FOR THE C.S.

The file was
marked for the
two H.M.

Mr Forbes
has marked it
for Hon W. G. Rose
and so it is
presumed that
it is not to circ
to the Hon Sir H. G.
W. G. Rose. But as the
matter is important
C.S. 2 orders are solicited

C.S. 2
9.10.97

AK

X/X/97

I consider
that a matter such
as this should be decided
by two H.M.'s.
It is not more than one
question of principle
11/10/97

Amended

Circ. acc'd draft

C.S. 2
9.10.97

Exchange Compensation Allowance.

Paragraph 1 of G.O., No. 941, Financial, dated 24th June 1897, calls on departments of the Secretariat to forward proposals for completing the lists of offices, services or departments falling within the categories (a) and (b) mentioned in paragraph 5 (1) of India's resolution recorded therein.

Letters from the Venerable the Archdeacon and the Senior Chaplain, Church of Scotland, on the subject are submitted for orders.

2. The latter officer reports that there are no persons in his department entitled to exchange compensation allowance *except the chaplains*. These are (*vide* pages 192, 193 of the Civil List):—

Senior Chaplain (Madras).
St. Andrews (Bangalore).
Placed at the disposal of the Government of the Punjab.
Placed at the disposal of the Government of India, Home Department.

	University.
1. Revd. W. F. Archibald..	Glasgow.
2. „ J. N. Ogilvie ..	Aberdeen.
3. „ R. H. Stevenson ..	Glasgow.
4. „ J. Heron ..	Edinburg.

(Intld.) J. G.

Yes.

Of course. Why ask such a question?

(Intld.) H. W. B.

It is presumed that all four will be entitled to exchange compensation allowance.

Note.—These chaplains have been appointed by the Secretary of State. The papers in the case of Nos. 2, 3 and 4 have been obtained, and it appears that they were all in England at the time of their appointments. There can therefore be no doubt in their cases. The Senior Chaplain was also appointed from England.

20-9-97. (Intld.) A. R. K.

* “The Government of India shall from time to time determine what are the offices or services in which European qualifications are deemed to be indispensable.”

† “As regards officers appointed in England, all Europeans so appointed, whether in the military or civil service, will be entitled to exchange compensation allowance unless their salaries are fixed in sterling, or unless they are specifically excluded from it by the terms of their engagement.”

‡ *Paragraph 2 of C. No. 209.*

3. Current 214 is the Archdeacon's reply, stating that it seems to him “clear that chaplains on the Ecclesiastical establishment come under rule 3* of the rules published in G.O., No. 491, Financial, dated 24th June 1897, inasmuch as they should be considered as “officers appointed in England.” He apparently means however, *paragraph 3 †* of the resolution noted in the margin. The Archdeacon further remarks that all chaplains practically come under Rule II (1). “Europeans appointed in England;” ‡ that they are appointed from home and that their appointment runs “Her Majesty has been pleased to appoint”; and that it is a mere

accident that a certain number of those appointed happen to come out from England to work outside the establishment, before being appointed as chaplains, which fact should not, in his opinion, invalidate their claim to come under "rule" (paragraph?) 3.*

4. Should it be held, however, that "although appointed in England by Her Majesty" those chaplains, who happen to be at the time of their appointment in India, come under "rule" (paragraph?) 5, then the Archdeacon submits that they come under 5 (1) (a), as he considers that European qualifications are indispensable for appointment to a chaplaincy. In support of his contention the Revd. Mr. Elwes remarks that chaplains are appointed for Government servants in India, firstly, he believes, for military servants of Government and secondly for civil servants, especially for those civil servants appointed from home: if chaplains then were appointed without European qualifications, he ventures to think they would not be acceptable to those for whom they are appointed, and would not work to the satisfaction of Government. As to the primary object of Government in appointing chaplains, please see the printed note on the Ecclesiastical establishment.

5. It is submitted that the Archdeacon's view in holding that European qualifications are essential in chaplains may be accepted.

The fact that a clergyman, who is appointed by the Secretary of State, is in India at the time of his appointment should not, it is submitted, affect his claim to exchange compensation under the present rules whatever it might have done under the old rules as to domicile, &c. If it is allowed to do so there will be left the anomaly that a clergyman who has been in India and happens to go home on leave when he is appointed a Government chaplain would get this allowance, while another who came out to work pending his appointment as a chaplain would not. India has probably, it is submitted, over-looked these cases, and only needs reminding to make it clear that all chaplains are entitled to the concession.

(Intld.) A. R. K.

The matter seems to me quite clear, subject, I suppose, to the general exception in the case of a chaplain who happened to be a statutory native.

I agree.

(Intld.) H. W. B.

(Intld.) J. G.

* Paragraph 3 of C. No. 214.

6. The above paragraphs relate to the general question under consideration. There are now two individual cases to be discussed.

7. A.—*The Registrar of the Diocese* is an Ecclesiastical officer, who is not a chaplain, and who, not being appointed in England, does not come under paragraph 3. The Archdeacon notwithstanding recommends that he should be granted exchange compensation allowance. He is of opinion that the Registrar comes under 5 (1) (a); that he should always be a solicitor, as he is the legal adviser of the Bishop and Archdeacon; that he has to deal with chaplains and other European clergymen on matters relating to Ecclesiastical law, and would not therefore be acceptable to those officers or to Government unless he had European qualifications.

The present holder * of the office draws the allowance under G.O., No. 662, Financial, dated 31st August 1894.

can't see that the Registrar need be a European. Even if he is, he is clearly barred under new Rule V (c).

(Intld.) H. W. B.

Rowlandson's case is entered into in notes with G.O., Nos. 371-72, Financial, dated 9th May 1894. In his application he remarks: "My case is unique and therefore form no precedent if the allowance is paid to me." The question of his reply (with G.O., No. 662, Financial, dated 3rd August 1894), per the grant.

No person hereafter appointed in shall be eligible for exchange unless, on appointment, he is declared eligible by a certificate by the Indian Government by or which such appointment is made,

by the Indian Government when he is appointed, viz., Madras.

(Intld.) J. G.

(2).

(3).

graph at C.

8. B.—*The Revd. E. Bull.*—The Accountant-General has objected to the payment of the allowance to the Revd. E. Bull on the ground that having been appointed after the 1st April 1897 the certificate referred to in Rule IV† of the new rules must be obtained before the allowance can be passed.

This certificate under Rule IV (1) must be "granted by the Indian Government on appointment." It must set forth the grounds upon which the holder is deemed to be a European of the class described in Rule I. It must not be given to any person who is qualified for appointment under 33 Vict., C 3, section 6. The decision of the Government of India as to the granting or refusing of such a certificate is final.

The Revd. Mr. E. Bull was appointed by "Her Majesty" under the Secretary of State's letter, dated 8th April 1897, in G.O., No. 27, Ecclesiastical, dated 3rd May 1897. The date of his admission to the Ecclesiastical establishment is given at page 19 of the Civil List as 12th June 1897.

4
The Archdeacon asks that *this* Government will issue the necessary certificate and in recommending the grant of the same reiterates what he has said on the general question noted on above (paragraphs 3 and 4 *supra*).

If Mr. Bull does not come under Rule II (1) it is absolutely clear, says the Archdeacon, that he comes under Rule II (2) as he considers that for a chaplain on the establishment "European qualifications are indispensable," "or at least that the exceptions to this rule should be exceedingly rare and special."

The Revd. E. Bull, it is reported, was brought up entirely at home and his father was never in India.

It is submitted that the question must be settled by India.

(Intld.) C. W.
7-9-97.

With regard to Mr. Rowlandson the only question is whether in his case European qualifications are indispensable, and if so, whether he is appointed as an European. The argument that the Registrar must always be a solicitor is open to the answer that "one of the attorneys" of the High Court (many of whom are natives) would probably be professionally fitted for the post. If so, European qualifications are not essential. The second argument that any one other than an European would not be "acceptable", while it may have much force, is not contemplated by the rules regarding the allowance. If Government agrees that Mr. Rowlandson should have the allowance it will be necessary to put his case specially before India.

(ii) With regard to Mr. Bull it is submitted that the objection of the Accountant-General cannot be upheld. Mr. Bull is *appointed* by the Secretary of State to be a chaplain on probation on the Madras establishment. He, therefore, it is submitted, obviously, cannot be amenable to Rule IV on which the Accountant-General relies, as he is not appointed by or under any Indian Government. All that this Government has done is to "post" him. No step can, however, be taken on this matter till it has been ruled by India that chaplains appointed by the Secretary of State are "appointed in

I don't know. I don't suppose it wants every case referred to it. It is the final authority in case of appeal; but I imagine no more is in doubt. However, the question may be asked.

(Intld.) H. W.

* i.e., if a Native Christian.

(Intld.) G.

I don't see why. He, personally, is under Rule XIII.

(Intld.)

† The meaning of the word "which" in the rule is not clear. It apparently means "sanction of which."

Mr. Bull is obviously entitled to the opinion, although the all

unless statutory natives) and I don't see that any reference to India is needed.

(Intld.) H. W. B.

5
England" irrespective of their place of residence; all that can be done is to bring these circumstances also to the notice of India.

(Intld.) A. R. K.

20-9-97.

H. M.

(Intld.) J. G.
(") H. W. B.

As to chaplains who are "Europeans," appointed by the Secretary of State in England, there cannot be the smallest question as to their title to the allowance. But I doubt if European qualifications are indispensable although the service is one in which a *proportion* of Europeans is indispensable. It is quite within probability that the Secretary of State might appoint to a chaplaincy a statutory native of India—a Eurasian—trained in the Madras S.P.G. or C.M.S. Colleges. But under paragraph 9 of the Resolution a chaplain of that class would not be eligible nor even apparently a "European" unless his appointment may be taken to have been for the purpose of maintaining the due proportion of Europeans. Mr. Bull's appointment may be so regarded.

The above remarks, however, depend on whether the Chaplains department is one in which European qualifications are held indispensable in the sense of paragraph 5 (1) of the resolution and it is a point which the Government of India must decide.

In any case Mr. Bull may be declared eligible.

(Intld.) J. G.

It is so clear, to my mind, that no reference to India is needed.

(Intld.) H. W. B.

Yes, but we must inform India.

(Intld.) J. G.

I don't see the need.

(Intld.) H. W. B.

I don't think we can make such a declaration.

(Intld.) J. G.

Of course not.

(Intld.) H. W. B.

(Intld.) J. G.

9-10-97.

(") H. W. B.

13-10-97.

As to Mr. Rowlandson's office, if the Bishop appointed a Native Christian or an Asiatic Eurasian, who was a member of the Church of England as well as an Attorney of the High Court, no one probably would think of raising an objection. If so it is difficult to declare it to be an office for which European qualifications are essential.

As to Mr. Rowlandson personally, if he has already been drawing it, as I think he has, he would I suppose continue to draw it under Rule XIII of the rules in G.O., No. 491, Financial, dated 24th June 1897.

(Intld.) G. S. F.

4-10-97.

On reconsideration I think there is no need to refer to India about Mr. Bull. The Accountant-General will probably accept a certificate from this Government, as the Indian Government under which he is appointed.

16-10-97.

(Intld.) J. G.

22-10-97.

(Intld.) H. W. B.

Resubmitted with reference to the Honourable Sir H. W. Bliss' notes of the 13th instant with special reference to the remarks on the Revd. Mr. Bull's case.

(Intld.) C. W.
13-10-97.

14-10-97.

(Intld.) A. R. K.

15-10-97.

(") J. F. P.

Resubmitted to the Honourable Sir H. W. Bliss with reference to the note of the Honourable Mr. Grose above.

21-10-97.

(Intld.) J. F. P.

[G
24]
1,0 0-18-9-97.

Eccl DEPARTMENT.

Papers to be read in proceedings:--

Again G.O., No. , dated

189 .

Again G.O., No. , dated

189 .

Current No. 202

of 1897, dated

7th

, from

The Rev. Chaplain,
Ch of Scotland

" " 209

, 1897, "

9th

, "

The Rev. the Archdeacon

" " 214

, 1897, "

23rd

, "

- - -

C.S. ORDER H. 80 of 28. 10-97.
this

(Except & Statutory (native))

Recorded with the remark
that, in the opinion of Govt,
the Revd W. E. Bull is
obviously entitled
along with all other
Chaplain to the privilege
of exchange compensation
allowance. In accordance
therefore with the ^{no.} rule 4 of the
rules regarding the grant of
Exchange Comp. allow
published with Govt of
India Resolution of 24.12.97
En d/ 31. 12. 97, H. E. the Govt.
in Council is hereby
pleased to certify
that the Revd. E. Bull
is eligible for the allow
on the ground that his
qualifications are

are essential for the
chaplain.

2. The foot does not
consider that for the
post of Registrar of the
Diocese European qua-
-fications are absolutely
necessary. As to the
particular case
of Mr. Roulanson
it is observed that
rule XIII applies

(from orders)

20
23/10/97 mll. 23/10/97

21.10.97
Incl Dept. (with the right)

With the Archdeacon (2 all)

The Acc'tant 19020930 para 1 of order deep 2
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copy mll. 23/10/97
6-3-18

When given for copying 23/10
When copied 26/10
When examined 27/11
When signed 1897

READ AGAIN G.O., No. 189 , DATED

ENCLOSURE No.

ENCLOSURES TO C. No.

GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

FILED UP, BEING MEANT FOR DESPATCH
ORIGINAL.

N.B. -
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