

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

1908.

Enclosures

Spare copies

48
G.O., No. 547, 17th July 1908.

Travelling Allowance.

Directing that the Government of India be addressed with regard to the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England for the purpose of visiting the principal laboratories attached to the technical colleges in the United Kingdom during the summer vacation of the college in 1907.

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GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following papers:—

I

G.O., Nos. 42, 43, Educational, dated 17th January 1908.

ABSTRACT.—Directing that the Government of India be addressed on the subject of the payment of travelling allowance to Mr. W. H. James, Principal, College of Engineering, Madras, for his journey to and from England in connection with his visit to the laboratories attached to Technical Colleges in the United Kingdom.

II

Despatch—from His Majesty's Secretary of State for India.

To—His Excellency the Right Honourable the Governor-General of India in Council.

Dated—India Office, London, the 15th May 1908.

No.—67, Public.

I have considered in Council the letter of your Excellency's Government, No. 92 (Financial), dated the 19th March last, regarding the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England on the occasion of his visit to this country during the summer vacation of the college last year.

Question of granting travelling allowances to Mr. W. H. James to and from England when he visited laboratories during college vacation.

2. With regard to the recommendation of your Excellency's Government, I have to observe that when, in April 1907, I gave my sanction to the payment of the travelling and hotel expenses incurred by Mr. James on his visits of inspection, it was on the understanding that the Government of Madras wished to take advantage of the opportunity offered by Mr. James's intention to come to this country for the college vacation, to enable him to visit certain institutions in the United Kingdom, in order to gain information which would be useful in connection with the reorganization of the College of Engineering at Madras. There was no suggestion at the time that Mr. James should be placed on deputation, and I regret that I am unable to consent to his absence from India being treated as deputation.

3. If Mr. James had no previous intention of spending the college vacation in this country, he should obviously have made the fact clear to the Government of Madras before leaving for England.

4. I request that you will inform the Government of Madras that, having considered the matter in Council, I am unable to sanction the payment to Mr. James of any further sum in connection with his journey to and from this country. As regards his salary, I am informed that he has already drawn full pay while in Europe, having been treated as on vacation leave and not on deputation. If this is not so, the necessary adjustment should now be made.

ENCLOSURE.

Despatch—from the Government of India, Finance Department (Pay and Allowance).

To—His Majesty's Secretary of State for India.

Dated—Calcutta, the 19th March 1908.

No.—92.

We have the honour to forward for your consideration a copy of a letter from the Government of Madras regarding the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England on the occasion of his recent deputation.

2. In connection with the scheme for the reorganization of the College of Engineering, Madras, the Local Government utilized the services of Mr. James during the college vacation of 1907 in inspecting some of the principal laboratories attached to technical colleges in the United Kingdom and asked you to grant him his travelling expenses and hotel charges up to a guinea a day for the period spent on such inspection. The question of providing him with the cost of his passage to and from England was not then raised as the Local Government understood that Mr. James intended to proceed to England in any case to spend the vacation there.

3. The Government of Madras now represent that they were under a misapprehension, as Mr. James had no intention of spending the vacation in England, and that he claims the cost of his passage to England and back, and the full pay of his appointment (Rs. 900) during the period of his deputation. Under article 85 of the Civil Service Regulations, an officer on deputation to Europe is entitled only to a deputation allowance not exceeding two-thirds of his salary, but Mr. James would have been entitled to his full pay if he had spent his vacation in England, and if the provisions of article 85 of the Civil Service Regulations are made applicable to him he will suffer to the extent of Rs. 300 a month. We agree with the Government of Madras that it is only equitable that Mr. James should not be put to any loss on account of his deputation and we therefore recommend for your sanction that he may be granted the cost of his passage to and from England (less the sum of £15-10-10 paid to him by the India Office on account of his journey from Marseilles to London and back) in addition to the full pay of his appointment during the whole period of his deputation. We would add that your previous sanction was necessary to Mr. James' deputation on these terms and the Local Government acted irregularly in not asking for it.

No. 1563-P.

Copy forwarded to the Home Department for information.

(By Order.)

H. HESLITINE,
Asst. Secy. to the Govt. of India.

No. 560, Home Department (Education), dated 1st July 1908.

Copy, with a copy of the despatch to which it is a reply, forwarded to the Government of Madras for information, in continuation of the Home Department letter No. 283, dated the 27th March 1908.

(By Order.)

G. B. H. FELL,
Deputy Secy. to the Govt. of India.

Order—No. 547, Educational, dated 17th July 1908.

The Government of India will be addressed.

(True Extract.)

H. D. TAYLOR,
Secretary to Government.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

No. 548.

From

H. D. TAYLOR, Esq., I.C.S.,
Secretary to the Government of Madras,
Educational Department,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
HOME DEPARTMENT.

Dated Ootacamund, the 17th July 1908.

SIR,

I am directed to acknowledge the receipt of the despatch from the Secretary of State, No. 67, Public, dated 15th May 1908, which was forwarded with Home Department Endorsement No. 560, dated 1st July 1908, declining to accord sanction to the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England for the purpose of visiting the principal laboratories attached to the technical colleges in the United Kingdom during the summer vacation of the college in 1907.

2. I am directed to point out that in January 1907 when submitting a draft of the revised rules for the College of Engineering, Colonel Love, then Principal of the College, suggested to the Director of Public Instruction that Mr. James, who was then Professor of Engineering at the College, should be required during the summer vacation to inspect the principal laboratories attached to the technical colleges in the United Kingdom and on the continent in order to enable him to advise on the question of laboratory accommodation to be provided in the new college buildings. In forwarding the draft rules to Government for sanction, the Director of Public Instruction made no reference to the above suggestion. But on receipt of the orders approving the revised rules, Colonel Love raised the question of Mr. James's deputation and the Government approved the proposal, being under the impression that Mr. James was proceeding home during the vacation irrespective of the proposed deputation. It has, however, since been brought to notice that Mr. James had arranged to spend the vacation (which was to commence on 1st May 1908) at Ootacamund and had actually engaged rooms in a hotel, that he had at considerable inconvenience to himself to cancel these arrangements on receipt of the orders of Government, which were communicated by telegram on 27th April 1907, and that he immediately engaged a passage to England by telegram and left by the next mail boat. It is also stated that Colonel Love who communicated to him the orders of Government assured him that the Government would meet all his expenses and that he had no option but to obey those orders. It is regretted that Colonel Love

who was obviously aware that it was not Mr. James's intention to go home for the vacation did not bring the fact to the notice of Government immediately. I am to enclose for the information of the Government of India a copy of a letter from Mr. James, dated 3rd November 1907, which explains the position clearly. Mr. James returned to duty at the close of the vacation and was therefore entitled to full pay for the total period of his absence. He was not placed on deputation in the sense contemplated in the despatch from the Government of India to the Secretary of State, No. 6, Educational, dated 2nd October 1902.

3. With reference to the last sentence of paragraph 3 of Finance Department despatch No. 98 of 1908, I am to say that there was no time to obtain the previous sanction of the Secretary of State to the proposal that Mr. James should visit some of the principal laboratories in England during the vacation. Intimation was however given to the Secretary of State by telegram of the fact that Mr. James was leaving for England and the Secretary of State was requested to pay him his travelling and hotel expenses. I am to express the regret of His Excellency in Council that a copy of this telegram was not forwarded for the information of the Government of India.

4. In these circumstances, and in view of the fact that, as stated in paragraph 3 of my letter No. 43, Educational, dated 17th January 1908, Mr. James would suffer pecuniarily if the provisions of article 85 of the Civil Service Regulations were strictly enforced, I am directed to request that the Right Honourable the Secretary of State may be requested to reconsider his decision and to sanction the refund to Mr. James of the cost of his passage for his journey to and from England.

5. I am to add, with reference to the despatch of the Secretary of State, No. 7, Public, dated 7th February 1908, that His Excellency in Council does not propose to recover from Mr. James the sum of £15-10-10, being the cost of his journey from Marseilles to London and back, which was paid to him in England together with other travelling expenses incurred in connection with his tour of inspection.

I have the honour to be,

Sir,

Your most obedient servant,

H. D. TAYLOR,
Secretary to Government.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., Nos. 547, 548, EDUCATIONAL, DATED 17TH JULY 1908.

[SUBJECT.—*Travelling allowance to Mr. James (Principal of the College of Engineering) for visiting the laboratories in the United Kingdom.*]

From the Government of India, Home Department, No. 560, dated 1st July 1908.

Circulated for perusal only.

H. D. TAYLOR—9-7-08.

Seen.

I think that we should make further representations.

A. L[AWLEY]—9-7-08.

Circulate copies to Honourable Members.

H. D. TAYLOR—9-7-08.

Please put up our letter to India and papers. Mr. James, I believe, drew full pay for the entire period of his absence. Verify this please.

I think that India have not correctly represented the case in treating Mr. James's absence as "on deputation".

H. D. TAYLOR—8-7-08.

Please see letter No. 43, Educational, dated 17th January 1908, put up with the connected papers. There is no information in this office as to whether Mr. James drew full pay for the entire period of his absence nor would it be possible to verify it except by a reference to the Accountant-General; but from paragraph 4 of the despatch from the Secretary of State, it appears that Mr. James drew full pay while in Europe, having been treated as on vacation leave.

2. It is submitted that the deputation of Mr. James on the occasion referred to was not a "deputation" within the meaning of the Secretary of State's despatch No. 146*, Public, dated 28th November 1902, which only applies to officers on furlough.

* On page 3 of G.O., No. 49, Educational, dated 30th January 1903.

K. RANGASWAMI AIYANGAR—8-7-08.

The most important portion of the Secretary of State's letter is paragraph 3 and it seems likely from it that he is not sure of Mr. James's *bona fides*. In letter No. 43, dated 17th January 1908, this Government did not go into detail regarding Mr. James's proposals to spend the vacation (please see Hon'ble Mr. Forbes's note, dated 15th January 1908, at page 3 K.W. that letter). Such detail might possibly have altered the Secretary of State's views.

2. Whether the visit of Mr. James to Europe was a deputation or not, he went under the orders of Government which he could not disobey and it seems hard on him to lose £70 or £80 by it. It is noted that G.O., No. 249, Educational, dated 27th April 1907, talks of "deputing" him.

See my note of 20th April 1907 on page 3 K.W. *ibid*.

H. D. TAYLOR.

C. A. SOUTER—8-7-08.

The case is a very hard one, but it is Colonel Love's fault for not making it clear that Mr. James did not, in any case, intend to proceed to England.

H. D. TAYLOR—8-7-08.

The draft letter to India placed below is for approval.

K. RANGASWAMI AIYANGAR—13-7-08.

It seems worthwhile to write to India again.

C. A. SOUTER—14-7-08.

Please see His Excellency's orders above.

I have ascertained from the Director of Public Instruction that Mr. James drew full pay while at home. Please note whether he returned to duty at the close of the vacation or whether any extension was asked for and granted. Apparently not—*vide* G.O., No. 249, Educational, dated 27th April 1907.

We ought to remove the misapprehension in the last paragraph of India's despatch to the Secretary of State. We *did* telegraph to the Secretary of State (*vide* page 5 K.W. G.O., No. 249, Educational, dated 27th April 1907), but it does not appear that any copy of that telegram was communicated to India.

H. D. TAYLOR—15-7-08.

It is submitted that Mr. James returned to duty on the re-opening of the College of Engineering on the 15th July 1907, having returned to Madras on the 13th idem—*vide* page 5 of G.O., No. 33; Educational, dated 15th January 1908. No extension of the vacation was granted, a proposal that it should be extended until the 15th August in order to enable Mr. James to visit the laboratories in the Continent, which was made in paragraph 10 of his letter No. 2080-C. dated 24th January 1907, not having been accepted by Government—*vide* the notes with G.O., No. 249, Educational, dated 27th April 1907, pages 4 and 5.

K. RANGASWAMI AIYANGAR—15-7-08.

Perhaps a new paragraph 3 to this effect may be inserted in the draft—

"3. With reference to the last sentence of paragraph 3 of Finance Department despatch No. 98 of 1908, I am to say that there was no time to obtain the previous sanction of the Secretary of State to the proposal that Mr. James should visit some of the principal laboratories in England during the vacation. Intimation was however given to the Secretary of State by telegram of the fact that Mr. James was leaving for England and the Secretary of State was requested to pay him his travelling and hotel expenses. I am to express the regret of His Excellency in Council that a copy of this telegram was not forwarded for the information of the Government of India."

C. A. SOUTER—15-7-08.

Yes. Please type this in, and at the end of paragraph 2 refer to the general orders of India relating to *deputations*.

H. D. TAYLOR—15-7-08.

Draft typed and submitted.

K. RANGASWAMI AIYANGAR—15-7-08.

H. D. TAYLOR—15-7-08.

Approved. Mr. James's letter should make the matter quite clear.

M. H[AMMICK]—16-7-08.

A. L[AWLEY]—16-7-08.

To the Financial Department for acceptance.

H. D. TAYLOR—16-7-08.

FINANCIAL DEPARTMENT.

There does not seem to be anything for Financial to accept in this case. The draft letter states facts of which the administrative department knows best. But the action proposed to be taken on the linked file * should perhaps be reported to India. This point is for Educational, however.

* G.O., No. 553, Educational, dated 21st July 1908.

C. M. SCHMIDT—17-7-08.

To the Educational Department.

J. N. ATKINSON—17-7-08.

EDUCATIONAL DEPARTMENT.

I have added a paragraph. Issue.

H. D. TAYLOR—17-7-08.

[G.O., Nos. 547, 548, Educational, dated 17th July 1908.]



No.

560

8-7-08

1 Editor No. 1510

Copy, with a copy of the despatch to which it is a reply,
forwarded to the Government of Madras for information, in con-
tinuation of the Home Department letter no. 283, dated the 27th
March 1908.

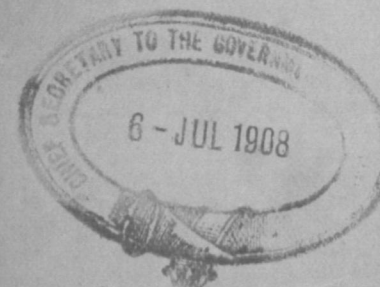
Home Department;
(Education)
Simla, the 1st July 1908.

By order,

J. All

Deputy Secretary to the Government of India.

W.D.



Ch. G. H.

Recd 6.7.08

Printed with notes -

Circulated for perusal only

H. Elder Jones

W.D.

9-7-08

HM

*I think that we shd make further representation
of 9.7.08.*

India Office, London,
15th May 1908.

Public,
No. 67.

To His Excellency the Right Honourable the Governor
General of India in Council.

MY LORD,

I have considered in Council the letter of Your Excellency's Government, No. 92 (Financial), dated the 19th March last, regarding the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England on the occasion of his visit to this country during the summer vacation of the College last year.

Question of granting travelling allowances to Mr. W. H. James to and from England when he visited laboratories during College vacation.

2. With regard to the recommendation of Your Excellency's Government, I have to observe that when, in April 1907, I gave my sanction to the payment of the travelling and hotel expenses incurred by Mr. James on his visits of inspection, it was on the understanding that the Government of Madras wished to take advantage of the opportunity offered by Mr. James's intention to come to this country for the College vacation, to enable him to visit certain institutions in the United Kingdom, in order to gain information which would be useful in connection with the reorganisation of the College of Engineering at Madras. There was no suggestion at the time that Mr. James should be placed on deputation, and I regret that I am unable to consent to his absence from India being treated as deputation.

3. If Mr. James had no previous intention of spending the College vacation in this country, he should obviously have made the fact clear to the Government of Madras before leaving for England.

4. I request that you will inform the Government of Madras that, having considered the matter in Council, I am unable to sanction the payment to Mr. James of any further sum in connection with his journey to and from this country. As regards his salary, I am informed that he has already drawn full pay while in Europe, having been treated as on

3 / 9
vacation leave and not on deputation. If this is not so, the necessary
adjustment should now be made.

I have the honour to be,
My Lord,
Your Lordship's most obedient humble Servant,
(Signed) MORLEY OF BLACKBURN.

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2 2P
No. 92 of 1908.

GOVERNMENT OF INDIA.

FINANCE DEPARTMENT.

Pay and Allowance.

To

THE RIGHT HON'BLE JOHN MORLEY, O.M.,

His Majesty's Secretary of State for India.

Calcutta, the 19th March 1908.

SIR,

We have the honour to forward for your consideration a copy of a letter from the Government of Madras regarding the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England on the occasion of his recent deputation.

2. In connection with the scheme for the reorganization of the College of Engineering, Madras, the Local Government utilized the services of Mr. James during the college vacation of 1907 in inspecting some of the principal laboratories attached to technical colleges in the United Kingdom and asked you to grant him his travelling expenses and hotel charges up to a guinea a day for the period spent on such inspection. The question of providing him with the cost of his passage to and from England was not then raised as the Local Government understood that Mr. James intended to proceed to England in any case to spend the vacation there.

3. The Government of Madras now represent that they were under a misapprehension, as Mr. James had no intention of spending the vacation in England, and that he claims the cost of his passage to England and back, and the full pay of his appointment (R900) during the period of his deputation. Under Article 85 of the Civil Service Regulations, an officer on deputation to Europe is entitled only to a deputation allowance not exceeding two-thirds of his salary but Mr. James would have been entitled to his full pay if he had spent his vacation in England and if the provisions of Article 85 of the Civil Service Regulations are made applicable to him he will suffer to the extent of R300 a month. We agree with the Government of Madras that it is only equitable that Mr. James should not be put to any loss on account of his deputation and we, therefore, recommend for your sanction that he may be granted the cost of his passage to and from England (less the sum of £15-10-10 paid to him by the India Office on account of his journey from Marseilles to London and back) in addition to the full pay of his appointment during the whole period of his deputation. We would add that your

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previous sanction was necessary to Mr. James' deputation on these terms and the Local Government acted irregularly in not asking for it.

We have the honour to be,

SIR,

Your most obedient, humble Servants,

(Signed) MINTO.

„ KITCHENER.

„ H. E. RICHARDS.

„ E. N. BAKER.

„ C. H. SCOTT.

„ H. ADAMSON.

„ J. O. MILLER.

„ W. L. HARVEY.

No. 1563-P.

Copy forwarded to the Home Department for information.

By order,

H. HESELTINE,

Asstt. Secy. to the Govt. of India.

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11
Schedule of papers.

Letter from the Government of Madras, No. 43, dated the
17th January 1908.

Copy.
GOVERNMENT OF INDIA.
FINANCE DEPARTMENT.
Pay and Allowance.

FROM
THE GOVERNMENT OF INDIA,

To
THE SECY. OF STATE FOR INDIA.

No. 92.

Dated Calcutta, the 19th March 1908.

Received

Proposed grant of travelling allowance to Mr. W. H. James, Principal of the College of Engineering, Madras, for his journey to and from England in connection with his visit to the laboratories attached to technical colleges in the United Kingdom.

G. I. C. P. O.—No. 1624 Fin. D.—11-3-08.—100.—G. C. S.

8
Educational Department.

Read--

Again G.O.Nos. 42-43, d/17-1-1908.

Also C.No. 1510, from the Govt. of India, No. 560, dated 1-7-08.

ORDER:
P.S.

547 27 17. 7. 08

The Government of India will be addressed.

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14-7-08

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14.7.8

LETTER:

To

548 27 17. 7. 08

The Secretary to the Govt. of India,
Home Department.

Sir,

I am directed to acknowledge the receipt of the despatch from the Secretary of State No. 67, Public, dated 15th May 1908, which was forwarded with Home Department Endorsement No. 560 dated 1st July 1908, ^{declining to accord} refusing sanction to the payment to Mr. W. H. James, Principal of the College of Engineering, Madras, of the cost of his passage to and from England for the purpose of visiting the principal laboratories attached to the Technical colleges in the United Kingdom during the summer vacation of the college in 1907.

Page 2 of 4

Page 4 of 4

5. copies.
SD
27/7/08
DESPATCHED with
17 JUL 1908 2 miles
M.

vide Mr. James's letter on page 2
of go. no. 42 dated 17.1.08 - 1

vide the K. to go. no. 249 dated 4
27.4.07

vide Mr. James's letter on page
2 of go. 42 dated 17.1.08 - 1

at considerable inconvenience
to himself.

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2. ~~With reference thereto~~, I am directed to point out that in January 1907 when submitting a draft of the revised rules for the College of Engineering Colonel Love, then Principal of the College, suggested to the D.P.I. that Mr. James who was then Professor of Engineering at the College should be required during the summer vacation to inspect the principal laboratories attached to the Technical Colleges in the United Kingdom and on the continent in order to enable him to advise on the question of laboratory accommodation to be provided in the new College buildings. In forwarding the draft rules to Government for sanction the D.P.I. made no reference to the above suggestion. But on receipt of the orders approving the revised rules, Colonel Love raised the question of Mr. James's deputation and the Government approved the proposal, being under the impression that Mr. James was proceeding home during the vacation irrespective of the proposed deputation. It has, however, since been brought to notice that Mr. James had arranged to spend the vacation (which was to commence on 1st May 1908) at ^{actually} Ootacamund and had engaged rooms in a hotel, that he had ~~to~~ cancel these arrangements

arrangements on receipt of the orders of Government, which were communicated by telegram on 27th April 1907, and that he immediately engaged a passage ^{to England} ~~home~~ by

telegram

and left by the next mail boat. It

is also stated that Colonel Love who communicated to him the orders of Government assured him that the Government would meet all his expenses and that he had no option but to obey those orders. It is regretted that Colonel Love who was obviously aware that it was not Mr. James's intention to go home for the vacation did not bring the fact to the notice of Government immediately. I am to enclose for the information of the Government of India a copy of a letter from Mr. James, dated 3rd November 1907, which explains the position clearly. Mr. James returned to duty at the close of the vacation and was therefore entitled to full pay for the total period of his absence. He was not placed on deputation in the sense contemplated in the Despatch from the Government of India to the Secretary of State No.6, Educational, dated 2nd October 1902.

3. With reference to the last sentence of paragraph 3 of Finance Department Despatch No.98 of 1908, I am to say that there was no time to obtain the previous sanction of the Secretary of State to the proposal that Mr. James should visit some of the principal laboratories in England during the vacation. Intimation was however given to the Secretary of State by telegram of the fact that Mr. James

Pages 2 & 3 of 80. $\frac{42 \text{ Sol}}{17.1.08}$ — 1

do do

in 80. No. 49 Sol — 5.
30.1.03

Pages 4 & 5 of 4.

Cpy enclosed

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was leaving for England and the Secretary of state was requested to pay him his travelling and hotel expenses. I am to express the regret of His Excellency in Council that a copy of this telegram was not forwarded for the information of the Government of India.

4. In these circumstances, and in view of the fact that as stated in paragraph 3 of my letter No. 43 Educational & dated 17th January 1908, Mr. James would suffer pecuniarily if the provisions of Article 85 of the Civil Service Regulations were strictly enforced, I am directed to request that the Right Hon'ble the Secretary of State may be requested to reconsider his ~~orders~~ and to sanction the refund to Mr. James of the cost of his passage for his journey to and from England.

I have etc.

15-7-08

5. I am to add that, with reference to the despatch of the Secretary of State No. 7 Public dated 7th Feb 1908, that the Hon'ble Secy. of State has approved the sum of £15.10.10, which has been paid to Mr. James for his journey from London & back, being the cost of his journey from London & back, and the travelling expenses incurred by him in connection with his journey to and from England, and the cost of his journey from London & back, and the travelling expenses incurred by him in connection with his journey to and from England.

5. I am to add, with reference to the despatch of the Secretary of State No. 7 Public dated 7th Feb 1908, that the Hon'ble Secy. of State has approved the sum of £15.10.10, which has been paid to Mr. James for his journey from London & back, and the travelling expenses incurred by him in connection with his journey to and from England, and the cost of his journey from London & back, and the travelling expenses incurred by him in connection with his journey to and from England.

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