

Law (1925) Department.
(Education)

Ordinary SERIES.

G.O. No. 1971

DATED 17-11-1925

[Despatch Abstract.]

Pension--proportionate.

- Reversion to ordinary pension--permitted in some cases--
Government of India's letter--recorded.

BACK PAPERS.

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

FURTHER PAPERS.

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

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H. E. 3546A
189/25

SECRETARY TO GOVT. OF M.D.
18-SEP-1925
GOVERNMENT OF MADRAS.
LAW DEPARTMENT

Public Department.

Memorandum No. 1826-1 dated the 14th September 1925.

Reversion from proportionate pension to ordinary pensions.

A copy of a letter from the Government of India (with enclosure) No. F.178/13/24-Ests. dated 8th July 1925 is communicated to Departments of the Secretariat noted in the

Judicial, Development,
Law (Education), Public Works Dept
and L.S.G.

margin for necessary action.

A.Y.G. Campbell,
Chief Secretary.

To the Departments of the Secretariat noted ~~where~~.

Forwarded.
(By Order)

C. E. Chann-Mann
Superintendent.

m.k.r.

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Copy of letter from the Government of India, Home Department, No. F.178/13/24-Ests. dated the 8th July 1925, to the Chief Secretary to the Government of the United Provinces.

Subject: Reversion from proportionate pension to ordinary pensions.

With reference to your letter No. 2832, dated the 27th June 1925 on the subject noted above, I am directed to invite a reference to paragraph 3 of Home Department communique dated the 4th May 1925 in which reversion to ordinary pension has been allowed to officers who have retired on proportionate pension after 31st March 1924, if they are eligible for such pension and the rates of ordinary pension are more favourable. The Governor General in Council has been authorised to dispose of such cases, and I am accordingly to request that any such outstanding cases should be submitted to the Government of India in the Department administratively concerned.

No. F.178/13/24-Ests.

A copy, with a copy of the United Provinces Government's letter No. 2832, dated the 27th June 1925, is forwarded to the Government of Madras for information and guidance.

Copy of a letter No. 2832 dated the 27th June 1925 from the Chief Secretary to the Government of the United Provinces, to the Secretary to the Government of India, Home Department.

Subject: Reversion from the proportionate pension to ordinary pensions.

I am directed to say that it is understood from an announcement, published in the newspapers in the beginning of May last, that His Majesty's Secretary of State for India has decided that reversion to ordinary pensions will be allowed to officers who have retired on proportionate pension after the 31st March 1924. This Government are awaiting formal orders on the subject in order to dispose of applications received from certain of their officers. I am to ask that, with the permission of His Excellency the Governor General in Council, this Government may be informed when these orders may be expected.

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Simples, 4th May 7

It is announced that the Secretary of State has decided to accept generally the following recommendations made by the Lee Commission in para. 74 of their Report:-

(1) The privilege of retiring on proportionate pension should be extended to officers selected or appointed in 1919 who were prepared to come out to India before the 1st January, 1920, but, through no fault of their own, did not arrive in India until after that date.

(2) That a rule should be made that, in the case of all future British recruits to the All-India Services, if and when the field of service for which they have been recruited is transferred, it shall be open to them either (a) to retain their all-India status; or (b) to waive their contracts with the Secretary of State and to enter into new contracts with the Local Governments concerned; or (c) retire on proportionate pension, the option to remain open for one year from the date of transfer. The question of legal covenants is still under consideration, and no decision has been arrived at on the Commission's proposal to insert a clause in these covenants with provisions as above.

(3) That existing members of the All India Services now operating in reserved fields, who do not make use of their privilege of retiring on proportionate pension before action has been taken on the report of the statutory Commission of 1929, and officers who joined the service since the 1st January, 1920, should be allowed to exercise the option in (2) above, if and when the field in which their service operates is transferred.

The decision already announced by the Secretary of State that officers should be allowed to commute up to one-half of their pensions will apply to proportionate as well as other pensions.

The Royal Commission made no recommendation in regard to the rates of pension admissible to officers retiring prematurely, but they observed (paragraph 74) that the existing "rules governing the grant of proportionate pensions are sufficiently generous for those who are not ready and willing to serve under the reformed system of Government". The Secretary of State has decided that the existing rules shall not be altered and the rates of pension admissible to officers who choose to retire prematurely will not be enhanced in proportion to the enhancement in the rates of retiring and superannuation pension. Reversion to ordinary pensions will, however, be allowed to officers who have retired on proportionate pension after the 31st March, 1924, if they are eligible for such pension and rates of ordinary pension are more favourable. Such officers will of course not receive passage gratuity in addition to a passage from the Passage Fund.

The necessary changes in the Rules will be made and published shortly.

NOTES.

Page 9

(Law Education)

Memo No 3546 A-1 2. 29. 9. 25

A copy of a letter from the Government of India, no. 7. 178/13/24-Sub of 8.7.25 is communicated to the D.O.I and he is requested to report to Government ~~and report to Government~~ ~~if any officers in the Govt. Dept.~~ if any officers in the Govt. Dept.

This wishes to revert from proportionate pension to ordinary pension.

8/9 24.9.25.

CR 25/9

V.T. 8/9

DESPATCHED

30 SEP 1925

The D.O.I (Memo with copy 2 letter from the Govt. of India) + Encl.

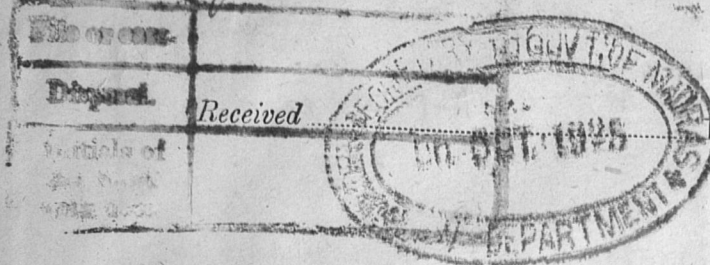
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G.F. 30-11,000-6-9-24.

G.M. 2351

LAW (EDUCATION)

DEPARTMENT.



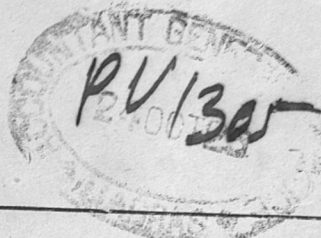
Subject.

Report called from Government as to any officer who retired after 1-3-24 on proportionate pension desiring to revert to ordinary pension - submitted.

ENCLOSURES.

No.

Spare copies



End No 3546 A-30/23.10.25. Referred to the Department. General who is requested to place whether the calculations in the Director's letter are correct.

R.C.No. 1615-C/25.

Station Madras, Dated the 17th October, 1925

From (Name) R.G.GRIEVE, Esq., M.A., F.R.C.S., (Designation) As: DIRECTOR OF PUBLIC INSTRUCTION.

To The Secretary to the Government of Madras,

LAW (EDUCATION) Department.

Sir.

With reference to Government Memo No.3546 A-1 dated 29-9-25 calling for a report if any officer of the Department wishes to revert from proportionate pension to ordinary pension, I have the honour to state that the only two possible cases are those of Mr.W.H.James retired Principal, College of Engineering and Miss R.MacLeod retired Inspectress of Girls' Schools. Mr.James was granted under G.O.No.830 Public dated 24-11-21 a proportionate pension of Rs.6,000 per annum in G.O.No.440 F.Pension dated 15-11-22. But under the ordinary pension Rules (Articles 474 or 474.A of the Civil Service Regulations) he would have got a smaller amount. Similarly Miss.MacLeod secured a proportionate

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a proportionate pension of Rs.3314-6-0 granted in G.O.No.7 Finance (Pension) dated 16-1-25 although she was eligible for a pension of less than Rs.2,000 per annum under the ordinary rules. Therefore it is not likely that these two officers would be willing to revert to ordinary pension. In these circumstances, I request that I may be informed as to whether any further action is desired in the matter.

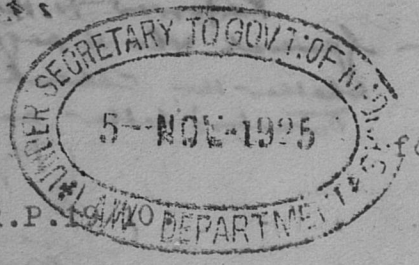
I have the honour to be,

Sir,

Your most obedient servant,

A Rama Ray

for Director of Public Instruction



Office of the Accountant General, Madraas,
Fort St. George, Dated 3rd November 1925.

No.Pen.Mis3-13(2)-918.

Returned.

2. The facts in the report of the Director of Public Instruction have been verified and found correct.

3. The officers referred to would have become entitled to an ordinary pension only, if they had been invalidated by a medical invaliding Committee.

VSR.
T O

Swalsh
Assistant Accounts Officer.

The Secretary to the Government of Madras,
Law (Education) Department.

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Law (Education) Dept

[C.No.3546A] from the Public Dept
Memo No. 1826-1 of 4.9.25 13

Subject: Reversion from proportionate pension to ordinary pension.

Of the officers who retired on proportionate pension, the following retired after 31-3-24

1. Mr W. P. James - from 4.7.24
2. Miss McLeod from 27-3-25

The latter is now re-employed under the Government of Ceylon. No representations have been received from these officers. The D.P.D. may, perhaps, be consulted. Draft memo subd.

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[Issued as memo no. 3546A-1 of 29.9.25]
[C.No. 3565A] from the D.P.D., Re. no. 1615- of 25 of 17.10.25.

It will be seen from the D.P.D.'s letter that none of these two officers is likely to apply for reversion to ordinary pension. It appears desirable to ascertain from the Director whether the Director's calculations are correct for the purpose of the draft memo. Draft and, on page 4 of CF is for approval.

This
21.10.25

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[End 10.11.25 A-2]

Encl 8 to
H.G. on 20/10/25

18 NOV 1925

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