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*Proceedings of the Madras Government, Financial Department,
13th August 1860.*

No. 34. Read the following letter from W. HUDLESTON, Esq., Secretary Civil Fund, to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated 10th August 1860, No. 223.

1. With reference to the Orders of Government, dated 8th December 1829, I am desired by the Trustees of the Civil Fund, to transmit to you a Packet No. I, to the address of Messrs. Coutts and Co., containing the printed Proceedings of the Civil Fund, and to request that it may be forwarded in the next Government Packet.

2. I am also desired to transmit, for the information of the Right Honorable the Secretary of State for India, and of the Honorable the Governor in Council, six copies of the Proceedings as before particularized in the margin, contained in the Packet marked No. II.

CIVIL FUND CHARITY BRANCH.

At a Quarterly General Meeting of the Subscribers to the Civil Fund Charity Branch, held at the Government House in the Fort, on Friday the 13th of July 1860.

PRESENT.

Honorable W. A. MOREHEAD,	Messrs. A. HALL, <i>Trustee</i> ,
" E. MALTRY,	J. D. SIM, <i>Trustee</i> ,
Messrs. T. PYCROFT, <i>Trustee</i> ,	W. HUDLESTON, <i>Secretary</i> ,
J. D. BOURDILLON, <i>Trustee</i> ,	L. FORBES,
H. FRERE, <i>Trustee</i> ,	C. G. MASTER and
C. PELLY, <i>Trustee</i> ,	W. NISBET.

The Honorable W. A. Morehead is requested to take the Chair.

The Secretary is directed to read the following Report of the Trustees :—

REPORT.

1. With reference to paragraph 2 of their Report of 10th July 1857, paragraph 2 of that of 16th July 1858, and paragraph 5 of that of 3rd February 1860, the Trustees have to inform the Meeting, that Messrs. S. Thompson, R. S. Ellis, G. B. Tod and W. E. Cochrane have commenced liquidating their debts to the Fund in the mode prescribed by the Deed.

2. In a letter dated 23rd December 1859, Mr. R. B. M. Binning at the suggestion of Her Majesty's Secretary of State for India in Council, addressed the Trustees as Managers of the Civil Service Annuity Fund, submitting the following circumstances for their consideration.

Mr. Binning has been in the service for a period of nearly 25 years, but having suffered from frequent and protracted ill-health necessitating his taking sick leave, he has resided in India less than 18 years and can thus count not more than 19 years for "Service and Residence." The state of his health at present (as reported on by the Government Examining Physician in London) is such that he "can never render effective service in India," and two other medical gentlemen who have attended him, also certify that his condition will not permit of his returning to his duties in a tropical climate. Mr. Binning has consequently been permitted by the Home Government to resign the service at the expiration of the extended leave granted to him; but in reply to his application for some retiring Pension has been instructed to address himself to the Managers of the Civil Service Annuity Fund. As there are no untaken annuities available, the Managers of the *Annuity Fund* are not in a position to afford Mr. Binning any assistance whatever; but as Trustees of the *Civil Fund Charity Branch*, they have, considering the peculiar circumstances of the case, granted him under Clause 107 of the Deed a temporary Annuity of £150 for one year in arrear from 23rd December last; and have suggested to him the advisability of his renewing his application to the Home Government and seeking from them some special pensionary allowance. The Trustees reserve their final decision on the case until the result of this renewed application shall have been communicated to them.

3. Mr. J. J. Cotton being under the necessity of proceeding to Europe on Medical Certificate and having furnished the requisite documents, the Trustees have on his application granted him an order on Messrs. Coutts and Co., for £150 as an advance on account of passage money.

4. Mr. D. F. Carmichael having obtained leave to return to England on Medical Certificate and having furnished the requisite papers, has on his application been granted the usual advance of £300 for passage money. He also applied to the Trustees to have his allowance from Government of £250 per annum, which constitutes his sole income, made up to £300 under the terms of the Deed of 1814, but on inspection it was found that the modifications of Clauses 90 to 110 of that Deed which were adopted by the Service on 4th July 1856, have had the effect of precluding compliance with such applications.

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As, however, it was the intention of the Trustees in proposing those modifications to exclude from the Deed merely those provisions which had ceased to be necessary under the new Government Rules for leave, and not to reduce the benefits which subscribers are entitled to claim under the Deed, they have resolved, now that experience has shown the necessity for a change, to propose to the Service that the appended modifications of Clauses 90, 91, 99, 100, 101, 105, 106, 107 and 109, be adopted in lieu of those which were in 1856 substituted for the original Clauses.

Should this recommendation be adopted by the Service, the Trustees will make corresponding and equivalent alterations in those Clauses of Mr. Sim's Sketch Deed for the Provident Fund, which were based on the Clauses of the Deed of 1814, as modified in 1856.

The effect of the proposed alterations will be, to restore to the Trustees the power they formerly had in all cases of sick leave, to make up the total amount annual income of the party to £300 from all sources, and to restore to a General Meeting of Subscribers the like power, which they also formerly possessed in the cases of all persons permitted by Government to proceed to Europe on private affairs under peculiar circumstances of misfortune and distress, the assistance being in the former case limited in the first instance to a period of two years (instead of three years as in the original Clause 99 of the Deed) with power of extension, and in the latter case being restricted absolutely to a like period.

Should the present recommendations be adopted, the Trustees propose to give the remodified Clauses retrospective effect in Mr. Carmichael's case.

5. In their letter of 12th January 1860, Messrs. Coutts and Co., enclosed an application dated 6th January 1860, from Mrs. V. Dickinson, widow of the late Mr. Henry Dickinson, for admission to the benefits of the Fund. The Trustees have directed the Agents to admit that lady, so soon as they obtain from her the Declaration required by Clause 66 of the Deed.

6. A similar application dated 24th January 1860, from Miss V. E. Dickinson, daughter of the late Mr. H. Dickinson, having been received from Messrs. Coutts and Co., with their letter of 17th February 1860, the Trustees have instructed them to admit that young lady's claim, on her furnishing the document required by Clause 8 of the Subsidiary Fund Rules.

7. The Trustees have also to report that, in accordance with Mr. G. L. Prendergast's application dated 16th April 1860, they have under Clause 36 of the Deed of 1814, refunded to Messrs. Arbuthnot and Co., the Agents in India of that gentleman, the sum of Rupees 5,974-0-9, being the amount of his accumulated subscriptions to the Charity Branch of the Fund. His further application for refund of his subscriptions to the Annuity Fund has been submitted for the orders of Government.

8. The Trustees have the honor to lay before the Meeting the result of the votes received from out-stations on the following proposition, referred to the Service at large by the last General Meeting:— "That the more extended application of Clause 83 of the Deed as modified by the votes of the Service on 16th July 1858 and 29th July 1859, be as proposed by the Trustees, adopted in the cases of widows and children on the Charity and Subsidiary Funds at the date when the modification was passed by the Service."

Pro.	Con.
62	2

9. Under a Resolution passed at a Meeting of the Trustees held on the 23rd February 1859, the proposition "that the Scheme suggested by Mr. Sim, relative to the proposed Provident Fund be adopted subject to the approval of Mr. Neison or some competent Actuary, as recommended by the Trustees," was referred to the Service accompanied by the following Circular.

"It will be in the recollection of the Members of the Service, that on the 2nd September 1856, a reference was made to them by the Trustees as to the expediency or otherwise of changing the character of the Charity Branch of the Fund and placing it on the same footing as the Provident Funds in Bengal and Bombay.

"The result of this reference having shown that it was the wish of a very large majority of the Members that such a change should be carried out, a Sub Committee was appointed on the 9th January 1857 for the purpose of preparing a Scheme for the approval and adoption of the Service.

"The Sub Committee's Scheme was submitted through the Trustees to a Meeting of the Subscribers on the 9th October 1857, when it was resolved, that the Draft Rules should be referred to the Trustees with a view to their being circulated for the opinion and suggestions of the Service, accompanied with a Memo: explaining the objects which they were intended to effect, and the calculations on which they were based; which was accordingly done.

"The result of this latter reference proved unsatisfactory, as only thirty-one Members forwarded their suggestions to the Trustees."

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"Upon this Mr. Sim submitted an Amended Scheme which the Trustees beg to circulate to the Service, with their recommendation that it be adopted, subject to the approval of Mr. Neison or some competent Actuary."

The number of Proxies sent out was 127, and that of Votes received..... 89

Of which there were
Pro. Con.

73 and 16 the proposal.

The submission of this result to a General Meeting was postponed by the Trustees, in consequence of the publication of the Despatch of the Supreme Government on the revision of salaries, the propositions contained in which, if adopted, would have gone to upset all the data on which the Assets and Income of the Fund are calculated, though they would perhaps have rendered more powerful than ever, the arguments for the conversion of the Fund derived from the position and prospects of the Service.

There seems now however to be reason to believe, that no such sweeping changes will be made as were then proposed in regard to Salaries, and that any decrease in the aggregate Salaries of the Covenanted Civil Service, unless accompanied by a proportionate decrease in the number of Members composing it, need not be anticipated.

Under these circumstances, the Trustees are of opinion that no sufficient reason exists, for deferring any longer action in a course which has been adopted with so much advantage in the sister Presidencies, and they resolve therefore to submit the result of the votes of the Mofussil Subscribers, as above given, to the Meeting, and to request them to record their Votes on the Trustees' proposal to enable them to decide on the further steps to be taken.

Some slight modifications and amendments that have been suggested, will be adopted by the Trustees but none that involve an abandonment of the principle of the Scheme as circulated, and the form of Deed as forwarded to the Actuary for his opinion, will be printed and circulated for the information of Subscribers.

(Signed) W. HUDLESTON,	(Signed) T. PYCROFT,	} Trustees of the Civil Fund.
Secretary.	(") J. D. BOURDILLON,	
	(") H. FRERE,	
	(") C. PELLY,	
	(") A. HALL,	
	(") F. LUSHINGTON,	
	(") J. D. SIM.	

The Meeting confirm the Proceedings of the Trustees in the cases of Messrs. R. B. M. Binning, J. J. Cotton, D. F. Carmichael, Mrs. Dickinson, Miss Dickinson, and Mr. G. L. Prendergast as contained in paragraphs 2, 3, 4, 5, 6 and 7, of their Report.

Resolved, that the modifications of the Clauses of the Deed, as proposed by the Trustees, be recommended to the Service for adoption.

The votes of the Meeting are taken on the following proposition, on which the votes of the Subscribers at Out-stations are recorded in para. 8 of the foregoing Report.

"That the more extended application of Clause 83 of the Deed as modified by the votes of the Service on 16th July 1858 and 29th July 1859, be as proposed by the Trustees, adopted in the cases of widows and children on the Charity and Subsidiary Funds at the date when the modification was passed by the Service."

	Pro.	Con.
Votes of the Meeting.....	12	0
Do. from out-stations.....	62	2
	74	2

Carried by the requisite majority.

On the following proposition on which the votes of the Subscribers at Out-stations are recorded in para. 9 of the foregoing Report, viz:—

"That the Scheme suggested by Mr. Sim relative to the proposed Provident Fund be adopted subject to the approval of Mr. Neison or some competent Actuary, as recommended by the Trustees."

It is resolved that, as the proposition involves a material alteration in the details of the Fund such as is contemplated by Clause 142 of the Deed of 1814, a Special General Meeting be convened for the purpose of taking the final vote thereon on Friday 27th instant.

The thanks of the Meeting are unanimously voted to the Honorable W. A. Morehead for his conduct in the Chair.

(Signed) W. HUDLESTON,
Secretary.

(Signed) W. A. MOREHEAD,
Chairman.

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Original Clauses of the Deed of 1814, together with modifications made up to 1838.	Clauses as modified in 1856.	Clauses as now proposed to be modified.
<p>Clause 90. It is hereby further declared and mutually agreed, that if any of the Persons, Parties to these Presents, shall be compelled from sickness to quit his station in India, and to proceed to Europe for the recovery of his health, and shall not be possessed of money or means to pay for his passage to Europe and to support himself and his family during his necessary absence from India; and shall make a Declaration on Oath, according to the form hereinafter for that purpose given; and shall produce a Certificate of the necessity of his return to Europe for the recovery of his health, attested* on Oath by the Surgeon who has attended him, and confirmed by the signature of another Medical gentleman of the rank of full Surgeon; and also shall have obtained permission of the Government of Fort St. George to proceed to Europe, such Persons shall receive and be paid from the said Fund the sums or allowance hereinafter specified and mentioned.</p>	<p>Clause 90. It is hereby further declared and mutually agreed, that if any of the Persons, Parties to these Presents, shall be compelled from sickness to quit India and proceed to Europe or elsewhere for the recovery of his health, and shall not have the means of paying the expenses incident to a Sea voyage, &c., and shall make an affirmation according to the Form A. annexed, and shall have obtained the permission of the Government of Fort Saint George, to proceed as aforesaid, such person shall receive and be paid from the said Fund, the sum or allowance hereinafter specified and mentioned, upon his entering into a Bond of the form and effect following: (See Form of Affirmation and Bond annexed.)</p>	<p>Clause 90. It is hereby further declared and mutually agreed, that if any of the Persons, Parties to these Presents, shall be compelled from sickness to quit India, and proceed to Europe or elsewhere for the recovery of his health, and shall not have the means to pay for his passage to Europe or elsewhere—and to support himself and his family during his permitted temporary absence from India, and shall make an affirmation according to the form A. annexed, and shall also have obtained the permission of the Government of Fort St. George to proceed as aforesaid, such person shall receive and be paid from the said Fund, the sum and allowance hereinafter specified and mentioned in Clauses 99, 100, 101 and 105, upon his entering into a Bond of the form and effect following. (See Form of Affirmation and Bond annexed.)</p>
<p>Clause 91. And it is moreover declared and mutually agreed, that if any of the Parties to these Presents from peculiar circumstances of misfortune or distress shall desire to quit his station in India and to proceed to Europe as a probable means of relieving himself from his misfortune or distress, and shall not be possessed of money or means to pay for his passage to Europe, and to support himself and his family during his necessary absence from India, and shall have obtained the permission of the Government of Fort St. George to proceed to Europe; then and in such case the application</p>	<p>Clause 91. And it is moreover declared and mutually agreed, that if any of the Parties to these Presents, from peculiar circumstances, shall be compelled by sickness to quit India and proceed to Europe or elsewhere, and shall not be possessed of Money or means either to pay for his passage or to support himself and his family during such absence from India, and shall have obtained the permission of the Government of Fort Saint George to proceed as aforesaid, and shall apply for assistance to the Trustees of the Civil Fund; then and in such case the application of such person shall be submitted</p>	<p>Clause 91. And it is moreover declared and mutually agreed that if any of the Parties to these presents from peculiar circumstances of misfortune, or distress, and as a probable means of relieving himself therefrom—shall desire to quit India and proceed to Europe or elsewhere for a time and shall not have the means to pay for his passage and to support himself and his family during his necessary absence from India, and shall have obtained the permission of the Government of Fort Saint George to proceed as aforesaid, and shall apply for assistance to the Trustees of the said Fund, then and in such</p>

case the application of such person shall be submitted by the Trustees for the time being to the next Quarterly Meeting or if the urgency of the case shall require it, to a Special General Meeting to be called for that purpose,—and if the application shall be admitted at such Meeting the party applying shall receive and be paid from the said Fund the sum and allowance hereinafter specified and mentioned in Clauses 99, 100, 101 and 105, on his executing and entering into the same affirmation and Bond as are prescribed in Clause 90 of this Deed.

Clause 92. Unnecessary—Clause 90 providing for all cases of sick leave.

Clauses 93 and 94—Ditto.

Clause 94—Unnecessary.

by the Trustees for the time being, to the next Quarterly Meeting or if the urgency of the case shall require it, to a Special General Meeting to be called for that purpose, and, if that application shall be admitted at such Meeting, the Party applying shall receive and be paid from the Fund the sums and allowances as are hereinafter agreed upon.

Clause 92. The provisions of this are embodied in Clause 90.

Clauses 93 and 94 appear unnecessary. Rule 90 requires that sickness shall be the cause of application for assistance, and the permission of Government is to be obtained—the Official Notification that the applicant is proceeding on Sick Certificate might be considered sufficient.

Clause 94.—Ditto.

of such Person shall be submitted by the Trustees for the time being to the next Quarterly Meeting, or if the urgency of the case shall require it, to a Special General Meeting to be called for that purpose; and, if that application shall be admitted at such Meeting, the Party applying shall receive and be paid from the said Fund the same sums and allowances as are hereinafter agreed to be paid to those parties compelled from sickness to quit their station and proceed to Europe.

Clause 92. And Civil Servants obliged from sickness to go to the Cape of Good Hope, St. Helena, or to any of the Islands or Countries to the Eastward of those places, to which Invalids are in the habit of resorting for the recovery of their health, are also to have assistance from the Fund.

Marginal Abstract.

Clause 93. The form of the Oath by a Medical gentleman on behalf of a party applying to go to the Cape of Good Hope, St. Helena, or to any of the Islands or countries to the Eastward of those places.

Marginal Abstract.

Clause 94. The form of the Oath to be taken by a Medical gentleman on behalf of a party applying to return to Europe on sick certificate.

Marginal Abstract.

Clause 99. That the advances hereinafter agreed to be made to any of the parties to these Presents who may, under the several circumstances last hereinbefore stated, apply for assistance to proceed to Europe, shall in the first instance be given for the period of 3 years only.

Resolution passed at a Quarterly General Meeting held on 11th January 1838, page 736. That an advance of Pounds Sterling 300 for passage money be also made to Subscribers who have proceeded to England on sick Certificate with assistance from the Fund or on the Furlough Allowance, to enable them to return to the Service (note page 725, para. 10. The parties receiving it, must take an Affidavit in the mode prescribed in the Deed that they are not possessed of any income, out of which the 300 Pounds Sterling for passage money could be paid. They will of course be required by the Agents in England to sign the usual Bond of refund, which stipulates that the advance shall be repaid in India by a deduction of 10 per cent. on their Allowances, &c., on their being appointed to a situation the salary of which is 300 Star Pa-godas per mensem.)

Clause 100. That a sum equal to one year's allowance or Annuity granted to the party who may proceed to Europe or to the Cape of Good Hope, St. Helena, or to any of the Islands or Countries to the Eastward of those places shall be advanced to him for passage money.

Clause 99—Unnecessary.

Clause 100. That a sum of £300 shall be advanced as assistance to parties proceeding to Europe or elsewhere out of India, coming within the conditions, making the affirmation, and executing the Bond, prescribed above in Clause 90; and that a further sum of £200 may be paid by the Agents of the Fund in England, to enable the party applying to return to India.

Clause 99. That the annual allowance to be made under Clause 90, 91 and 101, shall in the first instance be given for a period not exceeding two years, according to the terms of the order of Government granting leave to the Party obtaining the assistance from the Fund.

Clause 100. That a sum of £300 shall be advanced as assistance towards the expenses of Passage money, &c., to parties quitting India under the terms of Clauses 90 or 91; and that a further advance of £200 may be made by the Agents in England to enable the party applying, to return to India, on his executing a like affirmation and Bond as is prescribed in Clause 90 of this Deed.

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Original Clauses of the Deed of 1814, together with modifications made up to 1838.	Clauses as modified in 1856.	Clauses as now proposed to be modified.
<p>Clause 95. Civil Servants proceeding to the Cape of Good Hope, St. Helena, or to any of the Islands or Countries to the Eastward of those places for their health, to make over on their return to India the arrears of salary paid to them by the Government in discharge of the advances of money made to them from the Fund.</p> <p>Marginal Abstract. Rescinded in 1838.</p>	<p>Clause 95 was rescinded when clause 92 was altered.</p>	<p>_____</p>
<p>Clause 96. If a Civil Servant proceed to the Cape of Good Hope, St. Helena, or to any other place to the Eastward thereof for the recovery of his health, he may afterwards proceed to Europe.</p> <p>Marginal Abstract.</p>	<p>Clause 96—Unnecessary.</p>	<p>Clause 96—Unnecessary.</p>
<p>Clause 97. The form of the Oath to be taken by a Medical gentleman at the Cape of Good Hope, St. Helena or other place to the Eastward thereof.</p> <p>Marginal Abstract.</p>	<p>Clause 97—Unnecessary.</p>	<p>Clause 97—Ditto.</p>
<p>Clause 98. But all such Civilians are to take an Oath. Form of the Oath where the party has no property. Form of the Oath where the party has some property.</p> <p>Marginal Abstract.</p>	<p>Clause 98—Unnecessary.</p>	<p>Clause 98—Ditto.</p>

Synopsis of the Original and modified Clauses of the Deed, with the present Proposals.—(Continued.)

Original Clauses of the Deed of 1814, together with modifications made up to 1836.	Clauses as modified in 1856.	Clauses as is now proposed to be modified.
<p>Clause 101. That the annual sum to be paid to the Party who shall proceed to Europe under the provisions hereinbefore contained, and shall swear that he has no annual Income, shall be 300 Pounds Sterling, subject nevertheless to that annual allowance being afterwards reduced, in proportion to any annual or other Income, which the Party receiving such Annuity may afterwards inherit or possess, so that the whole of his Income from his own means and from the said Fund, shall not at any time exceed the said annual sum of 300 Pounds Sterling. And to the Party who shall have an annual Income but not equal to the yearly sum of 300 Pounds Sterling, such annual sum as will make up his own annual Income equal to 300 Pounds Sterling; subject also to a reduction in proportion to any annual or other Income which the Party last mentioned may afterwards inherit or possess.</p>	<p>Clause 101. That the sum to be paid to the Party who shall proceed to Europe or elsewhere under the provisions hereinbefore contained in Clause 91 shall not exceed £500.</p>	<p>Clause 101. That the Annual allowance to be paid to the party who shall proceed to Europe under the provisions hereinbefore contained in Clauses 90 and 91, and shall declare that he has no Annual income, shall be 300 Pounds Sterling, subject nevertheless to that Annual allowance being afterwards reduced in proportion to any income which the party receiving such Annuity may afterwards inherit or possess—so that the whole of his income from his own means and from the Fund shall not at any time exceed the said Annual sum of 300 Pounds Sterling, and to the Party who shall have an Annual Income (whether from a Government allowance or from private sources) but not equal to the yearly sum of 300 Pounds Sterling, then shall be paid such annual sum as will make up his whole annual income to the said sum of 300 Pounds Sterling and no more,—subject also to a like reduction in proportion to any additional income which the party may afterwards inherit or possess.</p>
<p>Clause 102. That these several advances of money to be made to any of the parties to these Presents compelled to return to Europe for the restoration of his health, or under peculiar circumstances of misfortune or distress, as hereinbefore provided, shall be repaid to the said Fund without Interest, by a deduction of 10 per cent. (exclusively of his current Contribution or Subscription as a party to these Presents) from the Salary, Allowance, Emoluments or Fees of Office which may be received by such Party when he shall return to India, and succeed to an Office the Service of the said United Company of which the Salary, Allowances, Emoluments</p>	<p>Clause 102. That the advance of money to be made to any of the parties to these presents compelled to proceed to Europe or elsewhere for the restoration of his health as hereinbefore provided, shall be repaid to the said Fund with interest at 4 per cent. by a reduction of 10 per cent. (exclusively of his current contributions or subscription as a party to these presents) from the Salary, Allowance, Emoluments or Fees of Office which may be received by such party when he shall return to India, and succeed to an Office in the Service of the said United Company or resume his former appointment.</p>	<p>Clause 102. To stand as modified in 1856.</p>

and Fees of Office shall amount to 300 Star Pagodas per month or more. And such party shall before he leaves India execute a Bond.

Clause 103. And until }
he has repaid the amount due }
to the Fund no Annuity is to } Marginal Abstract
be allowed to him.

Clause 104. That in Resolution passed at a Quarterly General Meeting held on the 5th July 1838, page 754, that the following one be substituted in lieu of this Clause.
That in the event of the death of any of the Parties to these Presents who shall proceed to Europe for the recovery of his health, or under peculiar circumstances of misfortune or distress, or who shall proceed to the Cape of Good Hope, St. Helena or any of the Islands or Countries to the Eastward of those places with the assistance hereinbefore agreed to be given from the said Fund, it is hereby agreed and declared that no demand for re-payment of the advances made to such deceased Party shall be made on his Executors or Administrators.

ance hereinbefore agreed to be given from the said Fund it is hereby declared that no demand shall be made on the Executors or Administrators of such deceased party for the payment of the sum or Balance (if any) which may or would

Clause 103.—Obsolete.

Clause 103.—Obsolete.

Clause 104. That in the event of the death of any of the Parties to these Presents who shall proceed to Europe or elsewhere for the recovery of his health or under peculiar circumstances with the assistance hereinbefore agreed to be given from the said Fund, it is hereby declared that no demand shall be made on the Executors or Administrators of such deceased Party for the re-payment of the sum or balance (if any) which may or would be then due to the Trustees in respect of the advances made to him after deducting the monies (if any) which may have been paid by such deceased party during his lifetime.

Clause 104. To stand as modified in 1856.

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Original Clauses of the Deed of 1814, together with modifications made up to 1838.	Clauses as modified in 1856.	Clauses as now proposed to be modified.
<p>Clause 110. That in the event of the Letter of Application last hereinbefore referred to requesting the extension of the allowance from the said Fund beyond the period of one year, the Trustees be given to the Trustees to decide in the first instance on applications for an extension of such temporary Annuity.</p> <p>Resolution passed at a Quarterly General Meeting held on the 2nd July 1823, page 198. That authority be given to the Trustees to decide in the first instance on applications for an extension of the said Fund beyond the period of one year, the Trustees for the time being shall immediately upon the receipt of such application convene a General Meeting of the Parties to these Presents, and it is hereby declared and agreed, that such Meeting shall finally decide whether a further extension of such allowances shall or shall not be allowed, and if allowed for what length of time.</p>	<p>Clause 110. That in the event of letter of application last hereinbefore referred to requesting the extension of the allowance from the said Fund beyond the said period of one year, the Trustees for the time being shall decide in the first instance on applications for an extension of such temporary Annuity.</p>	<p>Clause 110. To be retained in the form adopted in 1856.</p>
<p>NOTE.—The effect of the old Clauses was to enable the Trustees in all cases of Leave on sickness—and a General Meeting in all cases of a party quitting India for England with permission of Government under circumstances of distress, &c., to make up his income to £300 for 3 years—and to extend it where absolutely necessary.</p> <p>A sum of £300 was to be advanced for expenses home and the same for return expenses in both cases.</p>	<p>NOTE.—The effect of the modifications of 1856 was to limit the powers of the Trustees to the grant of <i>Passage Money</i> only to persons on sick leave—and of a temporary Annuity to persons compelled to remain in England by ill health beyond the period for which they were entitled to receive any allowance from Government.</p> <p>A General Meeting may grant £500—but not more to persons returning to England on sick leave.</p>	<p>NOTE.—The effect of the present proposals will be to restore to the Trustees the powers they originally possessed of granting in all cases of sick leave, Passage money and such annual assistance as may make up the recipients Annual income from all sources to not more than £300.</p> <p>And to a General Meeting the like powers which they also originally had, in the cases of persons compelled to return temporarily to Europe under peculiar circumstances of misfortune or distress.</p>

The whole advances or allowances to be recovered without interest after return to India from party's pay and allowances when they exceeded *Star Pagodas* 303 per *mensam*.

and destitute of means to pay their passage OR TO SUPPORT THEMSELVES AND FAMILIES.

And this power was again made to include persons returning to England under peculiar circumstances of distress—by a recent vote of the Service.

NO ANNUAL ALLOWANCE WHAT-
EVER is provided for, either by a resolution of the Trustees, or of a General Meeting in either of these last cases when the sick or distressed person receives nothing from Government—or only an altogether insufficient allowance.

All advances are to be re-paid by instalments of 10 per cent. on allowances of appointment without reference to their amount on return to India and with interest at 4 per cent.

The period for which such annual allowance shall in the first instance be made is proposed to be limited to two years instead of three years as originally given in the Deed, because the former period is the extreme term of sick leave obtainable under the new Government Rules.

The modification passed in 1856 which makes all advances and allowances repayable with interest, by deductions of 10 per cent from the pay of the party's appointment without reference to the amount of that pay has been retained.

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13th August 1860.*

together with all such Interest as aforesaid. Then the above written Obligation shall be void and of no effect but otherwise the same shall be and remain in full force and virtue. PROVIDED ALSO and it is hereby expressly declared and agreed that if the said shall die before the expiration of the leave of absence for which has already been granted to him by the said Government of Fort Saint George acting for and on behalf of Her said Majesty or the said Secretary of State in Council, or before the expiration of such further or extended leave of absence as may be hereafter granted to him by the said Government of Fort Saint George or the said Secretary of State in Council OR if the said

shall die after he shall have returned to India and before the whole of the said sum of Pounds Sterling and such further sum or sums of money (if any) as shall have been advanced to him while absent from India by such Trustees as aforesaid or their Agents together with all such interest as aforesaid or any part thereof shall have been fully repaid THEN and in either of such cases no demand shall be made on the Executors or Administrators of the said

upon or by virtue of the above written Obligation for the repayment of any money due thereupon or thereunder at the time of the death of the said

after deducting and giving credit for all money (if any) which shall or may have been paid by the said in his life time on account or in liquidation of the above written Obligation or which shall have been recovered by such deduction from his salary allowances emoluments or Fees as aforesaid but the above written Obligation shall from and immediately after the death of the said

be void and of none effect

SIGNED SEALED AND DELIVERED by the above

named

at

use) in the presence of

(where stamps are not in

No. 35.

ORDER THEREON, 13th August 1860, No. 399.

Ordered that the Packet to the address of Messrs. Coutts and Co., together with three copies of the Proceedings received with the foregoing letter, be forwarded to the Home Authorities.

(Signed) T. PYCROFT,
Chief Secretary.

From,

W. Huddleston Esq^r
Secretary Civil Fund,

To,

S. Eyecroft Esq^r
Chief Secretary to Government.

Sir,

With reference to the orders of
1. Government dated 8th December 1829, I am
desired by the Trustees of the Civil Fund, to
transmit to you a Packet No. I to the address
of Messrs. Coutts and Co. containing the Prints
of Proceedings of the Civil Fund, and to
a Quarterly General Meeting of the Civil Fund
Charity Branch held on the 13th July 1860.

I am also desired to transmit,
for the information of the Right Honorable
the Secretary of State for India and of the Ho-
norable the Governor in Council, six copies
of the Proceedings as before particularized in
the margin, contained in the Packet marked

× 3 Copies for
for. Secy. of State
10/8/60
No. II. --

Fort St. George,
Civil Fund Office
10th August 1860.

Ed. J. P. A.

I have the honor to be,

Sir,
your obedient servant.

C. S. S. S.
Secretary.

Sub. 17 Aug 1860

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Transmit also Sept 1st
From the Secretary to the
Civil Fund. h. 223.

Sept 10th 3rd Aug 1860.
3rd Printed Copy

No 391

Transmit packet
No 1 to the address of the
Comtee 572 containing the
Printed Proceedings of the Fund
request that it may be
forwarded in the next
post packet & also trans-
mit for information 3 copies
of the Proceedings.

34 x 35

With an Order

Order thereon. 13 August 1860 No 391

Ordered that the
Packet to the address of Messrs
Loutts & Co, together with three
copies of the Proceedings received
with the foregoing letter be for-
warded to the above authorities.



To the Secy of the Civil Fund. Aug 1860

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