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MADRAS RECORD OFFICE.

Government of Madras.

financial DEPARTMENT.

G.O. No.	286	Press
		Mis.
Dated	25-7-	18

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Not to be folded or roughly handled

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*Proceedings of the Madras Government, Financial Department,
25th July 1861.*

No. 67. Read the following letter from W. HUDLESTON, Esq., Secretary to the Civil Fund; to T. PYCROFT, Esq., Chief Secretary to Government, Fort Saint George, dated Chepauk, 23rd July 1861, No. 180.

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 printed copies of the

** Adopted at a Quarterly General Meeting
held on the 19th October 1860.*

revised clauses* of the Civil Fund Deed of 1814, and to request that it may be forwarded in the next Government packet.

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 revised clauses of the Deed, contained in the packet marked No. II.

No. 68. ORDER THEREON, 25th July 1861, No. 386.

Ordered that the packet to the address of Messrs. Coutts and Co., together with the three copies of the revised clauses of the Deed of 1814 received with the foregoing letter, be forwarded to the Home Authorities.

(Signed) T. PYCROFT,
Chief Secretary.

REVISED CLAUSES of the Deed of 1814 as
adopted at a Quarterly General Meeting held
on 19th October 1860.

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 :

Civil servants compelled by sickness to quit India and proceed to Europe or elsewhere and not in circumstances to pay their passage or support themselves during their absence from India, are to have assistance from the Fund on their executing a Bond of the form prescribed.

A 1.

I, A. B. do solemnly affirm, that I am not at this present time possessed of or entitled to any income other than such as I derive from being in the Civil Service of Her Majesty's Government, and that my only means of (support while absent)* (paying my passage)* from India, except such as I may derive from being in such Service as aforesaid, will be the assistance for which I am now applying to the Civil Fund.

* The points be corrected in ink by erasure according to the object in view in each case.

Taken and received before me one
of Her Majesty's Justices of the
Peace at the
day of
in the year 18

A. B.

OR

I, A. B. do solemnly affirm that I am not at this present time possessed of or entitled to any greater Annual Income, except such as I derive from being in the Civil Service of Her Majesty's Government, than the sum of

(2)

Pounds Sterling and that beyond such
sum of Pounds Sterling my only means
of support while absent from India except such as I may
derive from being in such Service as aforesaid, will be
the assistance for which I am now applying to the Civil
Fund.

Taken and received before me one
of Her Majesty's Justices of the
Peace at the A. B.
day of
in the year 18

A 2.

I, A. B. do solemnly affirm that the allowance from
Government to which I am entitled during my absence
from India amounts to Rupees or £
Sterling per annum, and no more.

Taken and received before me one
of Her Majesty's Justices of the
Peace at the A. B.
day of
in the year 18

OR

I, A. B. do solemnly affirm that I am entitled to no
allowance from Government during my absence from India.

Taken and received before me one
of Her Majesty's Justices of the
Peace at the A. B.
day of
in the year 18

Form of the
Bond.

Know all Men by these presents that I
of the
Madras Covenanted Civil Service Esquire now
residing at
in the Presidency of Fort Saint George in the

(3)

East Indies but about to proceed to
am held and firmly
bound to

of the Madras Covenanted Civil Service Esquire
now holding the appointment of Secretary to
the Madras Civil Service Fund and residing at
Madras in the East Indies in the sum of
Company's Rupees to be

paid to the said
or to his certain Attorney Executors Admi-
nistrators or Assigns or to the Secretary for
the time being of the said Fund. For which
payment to be well and truly made I bind
myself my Heirs Executors and Administrators
firmly by these presents, SEALED with my
seal Dated this
day of one thousand eight
hundred and

WHEREAS the above bounden
is a party to the Charity Branch of
the Deed for continuing the Madras Civil Fund dated the
First day of July one thousand eight hundred and fourteen
AND WHEREAS the said

being compelled by sickness to quit India
and proceed to
for the recovery of his health hath applied to the Trustees
for the time being of the said Fund under the provisions
of the Charity Branch of the said Deed for assistance from
the said Fund to enable him to proceed to

and the Trustees for the time
being of the said Fund have agreed now to advance him
the sum of

Pounds Sterling for that purpose on condition of his enter-
ing into the above written Bond conditioned as hereinafter
mentioned which he the said

has agreed to do and accordingly the said Trustees have
paid and advanced to the said

the said sum of Pounds
Sterling as he the said

doth hereby acknowledge. NOW

upon or by virtue of the above written obligation for the re-payment 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
(where stamps are not
in use) in the presence of

Civil servants who from peculiar misfortune or distress desire to quit India and proceed to Europe or elsewhere and are not in a position to pay their passage or support themselves during their absence from India, are also to have assistance from the Fund on executing a Bond of the form prescribed.

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 St. George to proceed as aforesaid, and shall apply for assistance to the Trustees of the said Fund, then and in such 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.

CLAUSE 93 and 94. Ditto.

CLAUSE 94. Ditto.

CLAUSE 95 was rescinded when Clause 92 was altered.

CLAUSE 96. Unnecessary.

CLAUSE 97. Ditto.

CLAUSE 98. Ditto.

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.

The annual allowance to be in the first instance for 2 years.

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.

The sum of £. 300 to be advanced for passage money to parties quitting India and a further sum of £. 200 to those returning to India.

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 may have an Annual Income (whether from a Government allowance or from private sources) but not equal to the yearly sum of 300 Pounds Sterling, there shall be paid such annua

The annual allowance to those who have no income to be £. 300 subject however to a future reduction in the event of their afterwards inheriting or possessing any income.

gm

will make up his whole annual income from all sources 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.

The advances to be repaid to the Fund when the party returns to India and succeeds to office or resumes his former appointment.

CLAUSE 102. That the advances 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.

CLAUSE 103. Obsolete.

If the party receiving assistance from the Fund, die, no claim to be made on his Executors for the Balance due.

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 life time.

The annual allowances to be made half yearly and in advance.

CLAUSE 105. That the annual allowances to be made to parties obtaining assistance from the Fund under the foregoing Clauses shall be made or may be drawn for, half yearly and in advance.

The Agents in England are to obtain affir-

CLAUSE 106. That the Agents in England previously to each or any payment to parties entitled to and claiming

any annual allowance from the Fund under the foregoing Clauses, shall require from such parties an affirmation to the same effect as hereinbefore set forth in the form annexed to Clause 90.

namely in the form annexed to Cl. 90 from parties entitled to assistance from the Fund, previously to such payment.

CLAUSE 107. That if the imperfect or slow recovery of any party who has returned to Europe on sick certificate, either with assistance from the said Fund or with an allowance from Government shall render it indispensably necessary for him to protract his stay in Europe beyond the period during which he may be entitled to an allowance from Government or from the Fund under the terms of the first grant—and he shall find it necessary to apply for assistance from the said Fund for a further period,—then it is hereby further agreed that such person shall be required in addition to his own solemn affirmation to that effect, to produce to the Agents of the said Fund in England a certificate also upon solemn affirmation from a respectable Physician or other professional Medical Gentleman of established practice, that the state of the health of the party so applying to remain in Europe does not admit of his immediate return to India without danger of a relapse.

If any sick Civil servant in England by reason of his imperfect recovery, require his allowance to be continued he is to produce to the Agents in England in addition to his own, a solemn affirmation of a Medical gentleman.

CLAUSE 108. That the affirmation to be demanded from the party last hereinbefore referred to shall be in the form **B** annexed, which affirmation shall be subscribed by the party deposing thereto, and taken before and attested by a Magistrate.

The form of affirmation of the sick Civil servant and that to be subscribed by a Medical gentleman to be in the forms prescribed.

B.

I, A. B. do solemnly affirm and declare, that I am at the present time subject to an infirmity which renders me, as I am advised and verily believe, unable, without imminent danger, to return to my duty in the Service of Her Majesty's Government in India.

(10)

Taken and received before
me at
this day of
in the year 18

A. B.

I, C. D. (here describe the rank and situation in the Medical Department) do solemnly affirm and declare that I am of opinion, that the infirmity to which A. B. is subject is such as renders him unable without imminent danger, to return to his duty in India.

Taken and received before
me at
this day of
in the year 18

C. D.

On the production of the prescribed affirmations by such sick Civil servants, the Agents in England are authorized to extend the allowance for one year, forwarding the affirmations to the Trustees in India.

CLAUSE 109. That the two foregoing affirmations so signed and attested as required by the foregoing Clauses, shall be sent to the Agents in London accompanied by a letter of application to the Trustees for the time being in India for the grant of an allowance from the said Fund beyond the period for which the said party originally obtained an allowance from the said Fund or was entitled to an allowance from Government, and that on the Agents in London forwarding such letter of application and affirmations by the first opportunity to India, it is hereby declared and agreed that such Agents shall have authority and are hereby authorized and empowered to continue the Original allowance, or to make an allowance to the party submitting such application within the limits and under the conditions as to Bond, &c. prescribed for the Trustees by Clauses 90, 101 and 105, of this Deed, for the period of one year, but not longer without special directions and authority to that effect from the Trustees for the time being in India.

Application for the extension of the allowance beyond one year, to be decided by Trustees.

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 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.

No. 180.

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From

W. Cudleston, Esq.,
Secretary to the Civil Fund

To,

J. Pycroft, Esq.,
Chief Secretary to Government
Sir,

With reference to the orders of Government dated 8th December 1859, I am directed by the Trustees of the Civil Fund, to transmit to you a Packet No. I to the address of Messrs. Colles & Co., containing Printed Copies ^{x adopted at a Quarterly} of the Revised Clauses of the Civil Fund Deed ^{General Meeting held} of 1816, and to request that it may be forwarded in the next Government Packet.

I am also directed 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 Revised Clauses of the Deed, contained in the Packet marked No. II.

I have the honor to be
Sir,

Your obedient Servant

Chepauk
Civil Fund Office
23 July 1861.

Ord. A. B.

W. Cudleston
Secretary.

Recd of July

July 1861 Sept

From
The Secretary to
the Civil Fund. 1860

At 23rd
of 24th July 1861-
3 copies.

No 415.

I now with the Act of
to the address of the Civil
the containing printed copies
of the revised clauses of the Civil
Fund Act of 1814 & the provisions
in the next part of the Act also
transmits the copies of the
revised clauses of the Act con-
tained in the packet marked
No. II.

With an Order

Callm
J. H. T.

No 386-25th July 1861.

Ordered that the Packet to
the address of Messrs. Smith
& Co., together with the three
copies of the revised clauses
of the Act of 1814 received with
the foregoing letter, be forwarded
to the above authorities.

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Recd

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