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MADRAS RECORD OFFICE.

Government of Madras.

Finance DEPARTMENT.

G.O. No. 415	Press ~~Mis.~~
<i>B No 1-2</i>	
Dated 2 . 6	1862 .

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Not to be folded or roughly handled

*Proceedings of the Madras Government, Financial Department,
2nd June 1862.*

No. 1. Read the following letter from C. BERNARD, Esq., Under Secretary to the Government of India, Financial Department; to the Civil Paymaster, Madras, dated Fort William, Council Chamber, the 28th April 1862, No. 3,180.

I am directed to acknowledge the receipt of your letter, No. 52, of the 12th ultimo, and, in reply, to inform you that, when an officer is transferred from one station to another while absent on leave, he is entitled, unless he receives instructions to the contrary, to joining time in addition to the period of his leave, and such time, as well as his travelling allowance, (if he is entitled to any under the rules) must be regulated by the distance from his old to his new station, or from the place where he receives the order appointing him to his new station, whichever, in the case of joining time, is the nearest to his new station, and, in the case of travelling allowance, is least expensive to Government.

No. 3,181.

Ordered, that copies of the foregoing letter, and of that to which it is a reply, be forwarded for information and guidance to the Governments of Bengal, Madras, Bombay, the North Western Provinces, the Punjab, and the Straits Settlements, and to the Civil Paymasters in Bengal, Bombay, the North Western Provinces, and the Punjab.

From W. J. RAYNOR, Esq., Officiating Civil Paymaster Madras; to C. H. LUSHINGTON, Esq., Financial Secretary to the Government of India, No. 52, dated Fort Saint George, 12th March 1862.

I have the honor to solicit the Orders of Government as to the rule for regulating joining time and travelling allowance in the case of officers transferred from one station to another while on leave.

2. The rule in this Presidency, based on the orders marginally noted, is to allow officers so transferred joining time in addition to the period of their leave, and travelling allowance (if entitled to the latter under the rules of the service,) reckoned in every case from the station where they are employed at the time of availing themselves of leave, even though they proceed on leave to the very station to which they are subsequently transferred.

3. It appears to me that the claims of officers in such cases will be fairly met by allowing them to reckon the time and allowance in question either from their former station, or from the place where they are on leave, whichever may entail the least expense on Government.

4. One uniform rule will, I presume, apply to all branches of the Civil Department in this respect.

From T. V. STONHOUSE, Esq., Acting Secretary to Government; to the Civil Auditor, Fort Saint George, No. 711, dated 10th August 1832.

Paragraph 1. I am directed to acknowledge the receipt of your letter under date the 3rd instant, relative to an application from Mr. Hooper for travelling allowance, and to acquaint you that the Right Honorable the Governor in Council concurs in your view of the question, and considers Mr. Hooper entitled to the usual travelling allowance from Salem to Masulipatam.

2. The Right Honorable the Governor in Council is of opinion that, as a general rule, Civil Servants are entitled to travelling allowance from the station at which they may have been last ordered by Government to officiate (and provided they have actually assumed charge of the Office,) to the new station to which they may have been subsequently directed to proceed, and may have joined accordingly, and that such title should not be affected by their being temporarily absent on leave at the time of receiving the order to proceed to a new station.

From J. C. MORRIS, Esq., Civil Auditor; to E. P. THOMPSON, Esq., Secretary to Government, Revenue Department, No. 58, dated 26th August 1845.

I have the honor to request that you will submit for the consideration and orders of the

*Dated 19th August 1845.

Most Noble the Governor in Council the accompanying copy of a letter* which has been addressed to me by Mr. J. Ratliff, Head Assistant to the Principal Collector of Madura, in pursuance of the instructions conveyed to him

*Proceedings of the Madras Government, Financial Department,
2nd June 1862.*

in the Minutes of Consultation of Government in the Revenue Department, No. 947, under date the 12th instant.

2. Mr. Ratliff, whilst Head Assistant to the Collector of Vizagapatam, having obtained four months leave of absence under Sections XI and XII of the rules, proceeded to Madras. On his arrival he found himself appointed to be Head Assistant to the Principal Collector of Madura. Under the usual practice of the service, the effect of a new appointment is to cancel the leave of absence of the party, who has hitherto been required to join his station within the period prescribed according to its distance from the place at which such new appointment was received.

3. Mr. Ratliff argues, and it appears to me with justice, that the application of such practice to his case would operate strictly to his prejudice, in a manner evidently not contemplated by the Government at the time the rules were framed, since he would be made to expend a portion of his privilege leave in travelling towards his new station, when a person is generally considered to be on duty.

4. The Government under date the 10th August 1832 (a) ruled, that Civil Servants appointed to new stations were entitled to travelling allowance from their former to their new station, and "that such title should not be affected by their being temporarily absent on leave at the time of receiving the order to proceed to a new station:" and it appears to me upon the same principle, and as a party would have obviously left his station with the expectation of having to return to it, that the time allowed to join should, unless Government are pleased to direct to the contrary, be calculated according to the distance from the old to the new station; and I would beg to recommend that Mr. Ratliff may be dealt with accordingly.

(a) Revenue Department, No. 711.

NOTE.—The appointment of an Officer on leave may occasionally occur from the desire for his speedy assumption of Office.

Extract from the Minutes of Consultation, Revenue Department, Madras, No. 1,187, under date the 11th October 1845.

Read the following letter from the Civil Auditor:—

(Here enter 26th August 1845, No. 58.)

The most Noble the Governor in Council desires that the principle laid down in the instructions communicated to the Civil Auditor, under date the 10th August 1832, No. 711, may be applied to the case of Mr. Ratliff in calculating the period allowed for joining a new station.

To the Civil Auditor.

No. 2,107, FINANCIAL DEPARTMENT, FORT WILLIAM, THE 31ST MARCH 1862.
Forwarded to the Civil Paymaster, Calcutta, for report. Original papers to be returned.

CIVIL PAYMASTER'S OFFICE, FORT WILLIAM, THE 4TH APRIL 1862.

MEMORANDUM.

When an officer, while absent on leave, is deputed to act in an appointment, travelling allowance is computed from the substantive station of the officer so deputed, or from the place where he receives the order, whichever is least expensive to the Government.

Joining time, in either case, would, it is submitted, be regulated according to Section XX of the Civil Absentee Rules, dated the 8th June 1855.

(True Copy.)

(Signed) C. BERNARD,
Under Secy. to the Govt. of India.

*Proceedings of the Madras Government, Financial Department,
2nd June 1862.*

No. 2. ORDER THEREON, 2nd June 1862, No. 415.

Ordered that the Rule laid down in the foregoing letter for regulating joining time and travelling allowance in the case of Officers transferred from one station to another while on leave, be notified in the Fort Saint George Gazette, for the information of all Officers of the Civil Department.

(Signed) A. J. ARBUTHNOT,
Acting Chief Secretary.

Exd. F. Cartledge.

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From W. J. RAYNOR, Esq., Officiating Civil Pay Master Madras, to C. H. LUSHINGTON, Esq.,
Financial Secretary to the Government of India, No. 52, d., Fort Saint George, 12th
March 1862.

I HAVE the honor to solicit the orders of Government as to the rule for regulating joining time and travelling allowance in the case of officers transferred from one station to another while on leave.

2. The rule in this Presidency, based on the orders marginally noted, is to allow officers so transferred joining time in addition to the period of their leave, and travelling allowance (if entitled to the

Order of Madras Government, No. 711, dated 10th August 1832.
Ditto, No. 1187, dated 11th October 1845, on letter from Civil
Auditor, No. 53, of 26th August 1845.
Copies annexed.

latter under the rules of the service,) reckoned in every case from the station where they are employed at the time of availing themselves of leave, even though they proceed on leave to the very station to which they are subsequently transferred.

3. It appears to me that the claims of officers in such cases would be fairly met by allowing them to reckon the time and allowance in question either from their former station, or from the place where they are on leave, whichever may entail the least expense on Government.

4. One uniform rule will, I presume, apply to all branches of the Civil Department in this respect.

From T. V. STONHOUSE, Esq., Acting Secretary to Government, to the Civil Auditor, Fort Saint George, No. 711, d. 10th August 1832.

PARA. 1. I am directed to acknowledge the receipt of your letter under date the 3rd instant, relative to an application from Mr. Hooper for travelling allowance, and to acquaint you that the Right Hon'ble the Governor in Council concurs in your view of the question, and considers Mr. Hooper entitled to the usual travelling allowance from Salem to Masulipatam.

2. The Right Hon'ble the Governor in Council is of opinion that, as a general rule, Civil Servants are entitled to travelling allowance from the station at which they may have been last ordered by Government to officiate (and provided they have actually assumed charge of the Office,) to the new station to which they may have been subsequently directed to proceed, and may have joined accordingly, and that such title should not be affected by their being temporarily absent on leave at the time of receiving the order to proceed to a new station.

From J. C. MORRIS, Esq., Civil Auditor, to E. P. THOMPSON, Esq., Secretary to Government, Revenue Department, No. 53, d. 26th August 1845.

I HAVE the honor to request that you will submit for the consideration and orders of the Most Noble the Governor in Council the accompanying copy of a letter* which has been addressed to me by Mr. J. Ratliff, Head Assistant to the Principal Collector of Madura, in pursuance of the instructions conveyed to him in the Minutes of Consultation of Government in the Revenue Department, No. 947, under date the 12th instant.

* Dated 10th August 1845.

2. Mr. Ratliff, whilst Head Assistant to the Collector of Vizagapatam, having obtained four months' leave of absence under section XI. and XII. of the rules, proceeded to Madras. On his arrival he found himself appointed to be Head Assistant to the Principal Collector of Madura. Under the usual practice of the service, the effect of a new appointment is to cancel the leave of absence of the party, who has hitherto been required to join his station within the period prescribed according to its distance from the place at which such new appointment was received.

3. Mr. Ratliff argues, and it appears to me with justice, that the application of such practice to his case would operate strictly to his prejudice, in a manner evidently not contemplated by the Government at the time the rules were framed, since he would be made to expend a portion of his privilege leave in travelling towards his new station, when a person is generally considered to be on duty.

4. The Government under date the 10th August 1832 (a) ruled, that Civil Servants from their former to their new station, and "that such title should not be affected by their being temporarily absent on leave at the time of receiving the order to proceed to a new station;" and it appears to me upon the same principle, and as a party would have obviously left his station with the expectation of having to return to it, that the time allowed to join should, unless Government are pleased to direct to the contrary, be calculated according to the distance from the old to the new station; and I would beg to recommend that Mr. Ratliff may be dealt with accordingly.

NOTE.—The appointment of an Officer on leave may occasionally occur from the desire for his speedy assumption of Office.

EXTRACT from the Minutes of Consultation, Revenue Department, Madras, No. 1187, under date the 11th October 1845.

READ the following letter from the Civil Auditor:—

(Here enter 26th August 1845, No. 58.)

THE Most Noble the Governor in Council desires that the principle laid down in the instructions communicated to the Civil Auditor, under date the 10th August 1832, No. 711, may be applied to the case of Mr. Ratliff in calculating the period allowed for joining a new station.

To the Civil Auditor.

No. 2107, FINANCIAL DEPARTMENT, FORT WILLIAM, THE 31ST MARCH 1862.

FORWARDED to the Civil Pay Master, Calcutta, for report. Original papers to be returned.

CIVIL PAY MASTER'S OFFICE, FORT WILLIAM, THE 4TH APRIL 1862.

MEMORANDUM.

WHEN an officer, while absent on leave, is deputed to act in an appointment, travelling allowance is computed from the substantive station of the officer so deputed, or from the place where he receives the order, whichever is least expensive to the Government.

Joining time, in either case, would, it is submitted, be regulated according to section XX. of the Civil Absentee Rules, dated the 8th June 1855.

(True Copies)

C. Bernard
Under Secy to the Govt. of India

FROM C. BERNARD, ESQUIRE,

UNDER-SECRETARY TO THE GOVERNMENT OF INDIA,

FINANCIAL DEPARTMENT;

TO THE CIVIL PAY MASTER, MADRAS.

Fort William, Council Chamber, the 28th April 1862.

Financial Department.

SIR,

I AM directed to acknowledge the receipt of your letter, No. 52, of the 12th ultimo, and, in reply, to inform you that, when an officer is transferred from one station to another while absent on leave, he is entitled, unless he receives instructions to the contrary, to joining time in addition to the period of his leave, and such time, as well as his travelling allowance, (if he is entitled to any under the rules) must be regulated by the distance from his old to his new station or from the place where he receives the order appointing him to his new station, whichever, in the case of joining time, is the nearest to his new station, and, in the case of travelling allowance, is least expensive to Government.

I have the honor to be,

Sir,

Your most obedient servant,

Under-Secretary to the Government of India.

ORDERED, that copies of the foregoing letter, and of that to which it is a reply, be forwarded for information and guidance to the Governments of Bengal, Madras, Bombay, the North-Western Provinces, the Punjab, and the Straits Settlements, and to the Civil Pay Masters in Bengal, Bombay, the North-Western Provinces, and the Punjab.

Financial Department
Proceedings of the Madras Govt

No. 3180

FROM C. BERNARD, ESQUIRE,

UNDER-SECRETARY TO THE GOVERNMENT OF INDIA,

FINANCIAL DEPARTMENT;

TO THE CIVIL PAY MASTER, MADRAS.

Fort William, Council Chamber, the 28th April 1862.

Financial Department.

SIR,

I AM directed to acknowledge the receipt of your letter, No. 52, of the 12th ultimo, and, in reply, to inform you that, when an officer is transferred from one station to another while absent on leave, he is entitled, unless he receives instructions to the contrary, to joining time in addition to the period of his leave, and such time, as well as his travelling allowance, (if he is entitled to any under the rules) must be regulated by the distance from his old to his new station or from the place where he receives the order appointing him to his new station, whichever, in the case of joining time, is the nearest to his new station, and, in the case of travelling allowance, is least expensive to Government.

I have the honor to be,

Sir,

Your most obedient servant,

C. Bernard

Under-Secretary to the Government of India.

No 3181,

ORDERED, that copies of the foregoing letter, and of that to which it is a reply, be forwarded for information and guidance to the Governments of Bengal, Madras, Bombay, the North-Western Provinces, the Punjab, and the Straits Settlements, and to the Civil Pay Masters in Bengal, Bombay, the North-Western Provinces, and the Punjab.

*marked
31st May 1862*

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From

The Under Secy to
the Govt of India. F. D. H.
3181.

of 28th April
of 26th May } 1862

Enc. 1 & 2 p.
Copies of each
No. 438

Long copy of a letter
addressed to the Madras
Civil Paymaster on the
subject of the rule for
regulating joining time
& travelling allowance
in the case of officers
transferred from one station
to another while on leave.

W. H. B.

Financial Dept. B

Proceedings of the Madras Govt

Read the following letter
from the Under Secy to the Govt
of India. F. D. H. to the Civil
Paymaster, Madras.

(Dated 28 April, 1862 No. 180)

Order thereon. 2nd June 1862 No. 415.

Ordered that the Rule
laid down in the foregoing
letter for regulating joining
time and travelling allowance
in the case of Officers trans-
ferred from one station to
another while on leave, be
ratified in the Fort St. George
Gazette

Gazette for the information
of all Officers of the Civil
Department.

W.A.

To the Supt of the Govt Press
for publication of the above
letter, without enclosures

Published 30th May.
1862.

L.P.H.

to and then while on

of June 1802 Defiant

No 1415

Proceedings of Court

12 June / 62

Publication in the
Gazette of the Rule & is
shown by the Court of
Justice for regulating
joining time and trial;
being allowance in the
case of Officers & and
joined from one station
to another while on leave

W 2

Emy 9/6/59