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MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

G.O. No. 105	Press / Mis.
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Dated 20-2- 18 57.	

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Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department,
20th February 1865.

No. 47. Read the following:—

FORT WILLIAM, HOME DEPARTMENT, THE 25TH JANUARY 1865, No. 794.

NOTIFICATION.

The Governor General in Council directs the publication, for general information, of the following correspondence with the Secretary of State on the subject of extending the principle of the existing Civil Service Superannuation Rule to Military and Naval Officers in Civil employment, and also to Uncovenanted Officers holding gazetted appointments, and receiving such appointments direct from Government:—

Public Despatch from the Governor General of India in Council, to the Secretary of State, No. 59, dated Simla, the 15th September 1864.

We have the honor to transmit the accompanying copy of a letter, No. 446, dated the 21st of April, from the Government of Bombay, suggesting the expediency of extending the Civil Service Superannuation Rule, contained in Section 29 of the Furlough Regulations of 1855, to Military and Naval Officers in Civil employment, and also to Uncovenanted Officers.

2. This suggestion accords with the recommendation* made by the Committee appointed by the Lieutenant-Governor of the Punjab at Lahore for the consideration of certain questions affecting the Civil Service of that Province, a copy of whose Report was forwarded to you with our Despatch No. 56, dated the 12th instant.

* "That the Supreme Government be moved to declare the retention of Civil appointments by Military Officers terminable after a certain number of years, as in the case of Civilians."

3. The proposal of the Bombay Government and of the Lahore Committee appears to us to be just, and likely, if adopted, to prove in every way beneficial to the public interests. There seems no reason for supposing that a Rule, which has undoubtedly proved satisfactory in regard to the Covenanted Civil Service, will be less beneficial when applied to other classes of Officers in Civil employment. Having regard, however, to the various ages at which Military and other Officers begin a career of Civil employment, we are disposed to recommend a Rule to the effect that they shall vacate office after a certain age, rather than to prescribe any fixed period of service. In this respect there is an obvious difference between them and Members of the Covenanted Civil Service. The former may enter upon Civil employment at any period of life, while the latter do so at a fixed and nearly uniform age. Hence a Rule which suffices for the Covenanted Civil Service would operate very unequally, and in many instances be quite inoperative, with regard to the other classes of public servants employed under the Civil Administration.

4. We would recommend, therefore, that after the age of 55 no Military or Naval Officer in Civil employment, nor any Uncovenanted Civil Servant shall be appointed to a new office, or be permitted to retain an office which he has held for five years. We would, however, make the Rule subject, as in the case of Covenanted Civil Servants, to special exceptions, which may be recommended by the Local Government and sanctioned by the Secretary of State.

Public Despatch from the Secretary of State, to the Governor General of India in Council, No. 90, dated the 9th December 1864.

I have considered in Council your letter dated 15th September (No. 59) 1864, recommending, with reference to a suggestion from the Government of Bombay, that the principle of the existing Civil Service Superannuation Rule be extended to Military and Naval Officers in Civil employment, and also to Uncovenanted Officers; and, in accordance with your recommendation, I authorize you to frame a Notification announcing that, after the age of 55, no Military or Naval Officer, nor any Uncovenanted Servant, shall be appointed to a new office, or be permitted to retain an office which he has held for five years.

2. This Rule will, like the corresponding Rule applicable to Civil Servants, be subject to special exceptions under the authority of the Secretary of State.

Proceedings of the Madras Government, Financial Department,
20th February 1865.

Referring to the above correspondence with the Secretary of State, the Governor General in Council is pleased to pass the following Rule, which shall be held applicable to all Military and Naval Officers in Civil employment, and to Uncovenanted Officers holding gazetted appointments and receiving such appointments direct from Government :—

After the age of 55 years no Military or Naval Officer, or Uncovenanted Servant, shall be appointed to a new office in Civil employment, or shall be permitted to retain any such office which he has held for five years and upwards, except in special cases which are to be referred for the decision of the Right Honorable the Secretary of State. This Rule will be applicable to every Military and Naval Officer, and to every Uncovenanted Servant appointed to any Civil office after its promulgation, and to all other Military and Naval Officers and Uncovenanted Servants employed under the Civil Administration at the close of five years from the date of its promulgation.

(By Order, &c.)
(Signed) R. N. CUST,
Offg. Secy. to the Govt. of India.

No. 795.

Copy forwarded to the Government of Bombay, with reference to letter to that Government, No. 2741, dated 15th September 1864.

Nos. 796, 797, 798 and 799.

Copy forwarded to the Governments of Fort Saint George, Bengal, North-Western Provinces, and the Punjab.

No. 800.

Copy forwarded to the Foreign Department for communication to the Administrations under its control.

Nos. 801, 802 and 803.

Copy forwarded to the Military, Financial, and Public Works Departments.

(Signed) R. N. CUST,
Offg. Secy. to the Govt. of India.

No. 48. ORDER THEREON, 20th February 1865, No. 105.

To be recorded.
(True Extract.)

A. J. ARBUTHNOT,
Chief Secretary.

Exd. J. Tulloch.

No. 285 FORT SAINT GEORGE,
CIVIL PAYMASTER'S OFFICE,
17th March 1865

From Chief Assistant
THE CIVIL PAYMASTER, in charge.
Fort Saint George.

To
THE SECRETARY TO THE GOVERNMENT OF India
Financial Department.

SIR,

I have the honor with reference to the Revised Uncovenanted Civil Service Furlough and Absentee Rules, to enquire whether I have in the following instances acted in accordance with the views of the Government of India and to seek instruction upon a point which appears to me doubtful.

1. I allowed Mr L. Forbes and Mr A. Macgregor, who returned from Furlough, and were subsequently appointed to Offices in the Professional, preparatory time under the rule for joining Appointments, and not in accordance with that laid down in Section III Chapter I of the Revised Rules. This I did for the following reasons. viz :- A Civil Servant returning from Furlough has no station at which he can report arrive - he is out of Employ and remains so till he is nominated to a Post by Government - between the end of reckoning absence on Furlough and date of appointment he cannot be bona fide in progress to his new station for he does not know where it may be.

2. Mr J. R. Arbuthnot has just left for Europe on Furlough, and I have passed his Bill for Allowances during preparatory time without his having applied for that leave as was necessary to be done when the former Rules were in force. I have acted thus because Preparatory Leave is specially provided for in the Revised Rules, whereas in those of 1858 this was not the case.

2

4 days preparation
5 Miles a day except
rail. G. I. Pen 7 by 6
7 days to her 150th Rule

2. I now come to the point on which I seek instructions.

Are the words in Section IX chapter II, "No portion of the half salary will be allowed "to be drawn until the absentee shall have "returned to his duty" to be applied to the 6 months salary only; or to the half salary allowed to the Absentee, when he goes to Europe or beyond Indian Limits, for the whole time from date of departure from Station to date of return to duty.

No case of this nature under the new Rules has as yet occurred in this office; but as it may happen any day, I hope I shall be pardoned for asking the general question.

The practice of this office hitherto has been to pass to the Officer previous to his Embarkation, if he then claimed it, his moiety of Pay for the interval elapsing between departure from Station and the commencement of reckoning this leave. and to pass to him upon his disembarkation if he then claimed it the moiety of his salary for the 6 months or so much of it as had expired.

I have the honor to be,
Sir,
Your most obedient Servant,

Signed W. Donald
Chief Assistant
Chief Paymaster.
in charge

No 286.

True Copy - forwarded to the Government of Madras for information.

Chief Paymaster's Office
Fort Saint George
1st March 1865

W. Donald
Chief Assistant
Chief Paymaster in charge.

Feb. 1865. Department.

No. 105

PROCEEDINGS OF GOVERNMENT.

Dated 20th February 1865.