M.R.O. 1—77,006—8-6-37.

(1) Number of pages 6

(2) Date of repair 1.9.39

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 96 Press / Mis.
5-6

Dated 4-3- 18 67.

5-6 4/5

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department,
4th March 1867.

Read the following :—

No. 5. Proceedings of the Government of India, Financial Department ; dated Fort William, 31st January 1867, No. 656.

Leave and Allowances.

Read the following letter from the Right Honorable the Secretary of State for India, to His Excellency the Honorable the Governor in Council, Bombay ; dated London, 24th November 1866, No. 70.

The Despatch of your Excellency in Council, dated 28th September, No. 50 of 1866, submitting an explanation relative to the grant to Mr. Coghlan of allowances to which the Accountant General's Department stated he was not entitled, has been considered by me in Council.

2. As the leave has been cancelled, no breach of the rules has occurred ; but I cannot regard the explanation of your Excellency in Council on the question of principle involved as satisfactory. Mr. Coghlan was holding a Joint Judgeship, an appointment sanctioned for a limited time and a special purpose. Now, if an Officer holding such an appointment, sanctioned for six months, goes on leave for a month, and is permitted, during absence, to draw the full allowances, there is clearly presented this dilemma—either the Government has to pay the higher allowances for seven months instead of six, or, if the work be completed within the prescribed six months, the work of five months has been spread over six months, and the appropriate remuneration has been extended accordingly. It is obvious that special allowances granted for special and temporary duties should only be drawn during the period in which such duties are actually performed. I desire that this plain rule may be strictly adhered to in future.

No. 344, dated 14th January 1867.

Endorsed by the Government of India, Home Department.

Copy forwarded to the Financial Department for information.

Ordered that a copy of the above be forwarded to the Public Works Department, in continuation of the Memorandum from this Office, No. 2351, dated the 14th September 1866 ; and that copies of the above, and of Financial Resolution, No. 3807, passed in this Department on the 14th August 1863, be forwarded—

To the Foreign and Military Departments.

,, Governments of Bengal, Madras, Bombay, the North-Western Provinces, the Punjab, andthe Straits Settlements.

,, Comptoller General of Accounts.

,, Accountants General, Bengal, Madras, Bombay, North-Western Provinces, Punjab, and British Burmah.

,, Deputy Accountants General, Central Provinces, Hyderabad, and Mysore.

(Signed) J. E. COOKE,
Asst. Secy. to the Govt. of India.

Resolution by the Government of India, Financial Department, dated 14th August 1863, No. 3807.

Read Endorsement from the Public Works Department with the Governor General, No. 1137, dated 25th June 1863, forwarding, for orders, a letter from the Deputy Controller and Examiner of Public Works Accounts in Hyderabad, inquiring whether "persons employed on the temporary Establishment can receive pay while on leave, if not absent beyond a month," and requesting that the question of leave to Probationers (both Civil and Military), in the Public Works Department, may be taken into consideration.

The Honorable the President in Council remarks that persons on temporary Establishments are paid only for work done. They can have no claim to benefit by the Absentee Rules, which are part of the conditions of permanent service. Applications in such cases must be dealt with accord-

ing to the discretion of the Head of the Office. Circumstances may occur in which it may be proper to grant the indulgence of leave, but in no case should leave be allowed at an additional cost to Government.

2. With regard, however, to Probationers in training for the superior classified grades of a Department, His Honor in Council is of opinion that, as they have received permanent appointments in the Public Service, subject to certain conditions, they cannot be regarded as belonging to temporary Establishments, and may be allowed leave of absence under the ordinary rules.

Ordered that a copy of the foregoing Resolution be forwarded to the Public Works Department with the Governor General, and that the original paper received with Endorsement from that Department, No. 1137, dated the 25th June 1863, be returned.

(True Copy).

(Signed) J. E. COOKE,
Asst. Secy. to the Govt. of India.

No. 6.

ORDER THEREON, 4th March 1867, No. 96.
Communicated to the several Departments of the Secretariat.
(True Extract).

Chief Secretary.

To the Revenue Department.
,, Military do.
,, Public Works do.
,, Judicial do.

No. 3807, dated 14th August 1863.

RESOLUTION—By the Government of India, FINL. DEPT.

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ıdered that a copy of the foregoing Resolution be forwarded to the Works Department with the Governor General, and that the original received with Endorsement from that Department, No. 1137, dated the une 1863, be returned.

(True Copy)

J. E. Cooke

Asst. Secy to the Govt. of India.

—5-2-67.—16.

Rec'd & Marked 1/3 do No 65

No. 656.

GOVERNMENT OF INDIA.

FINANCIAL DEPARTMENT.

Leave and Allowances.

FORT WILLIAM, *the 31st January* 1867.

Read the following :—

No. 70, dated, LONDON, 24th November 1866.

From—The Right Hon'ble the Secy. of State for India,

To—His Excellency the Hon'ble the Governor in Council, Bombay.

The Despatch of your Excellency in Council dated 28th September, No. 50 of 1866, submitting an explanation relative to the grant to Mr. Coghlan of allowances to which the Accountant General's Department stated he was not entitled, has been considered by me in Council.

2. As the leave has been cancelled, no breach of the rules has occurred; but I cannot regard the explanation of your Excellency in Council on the question of principle involved as satisfactory. Mr. Coghlan was holding a Joint Judgeship, an appointment sanctioned for a limited time and a special purpose. Now if an officer holding such an appointment sanctioned for six months goes on leave for a month, and is permitted, during absence, to draw the full allowances, there is clearly presented this dilemma—Either the Government has to pay the higher allowances for seven months instead of six, or, if the work be completed within the prescribed six months, the work of five months has been spread over six months and the appropriate remuneration has been extended accordingly. It is obvious that special allowances granted for special and temporary duties should only be drawn during the period in which such duties are actually performed. I desire that this plain rule may be strictly adhered to in future.

No. 344, dated 14th January 1867.

Endorsed by the Govt. of India, HOME DEPT.

Copy forwarded to the Financial Department for information.

Ordered that a copy of the above be forwarded to the Public Works Department in continuation of the memo. from this office No. 2351, dated the 14th September 1866; and that copies of the above and of Financial Resolution No. 3807, passed in this Department on the 14th August 1863, be forwarded—

To the Foreign and Military Departments.

" Governments of Bengal, Madras, Bombay, the North-Western Provinces, the Punjab, and the Straits Settlements.

" Comptoller General of Accounts.

" Accountants General, Bengal, Madras, Bombay, North-Western Provinces, Punjab, and British Burmah.

" Deputy Accountants General, Central Provinces, Hyderabad and Mysore.

Assistant Secretary to the Government of India.

Exd. E. C. Doss.
101 —5-2-67.—90.

Pros. 4 March 1867

GOVERNMENT OF INDIA.

FINANCIAL DEPARTMENT.

Leave and Allowances.

From

Secy Govt of India
Fort Dept

No. 656.

Dated Fort William, the 31st *January* 1867.

Received 19 Feby.

Rec: 13 S. Copies of the
No 79
Covering Ac. from Secy of
State, disallowing the
grant of leave under the
ordinary rules to Officers
holding special temporary
appointments

No 96. 4 March 1867.

Communicated to the
General Superintendents of
the Secretariats

To Audit Dept
" Mily "
" Ch. Com.
3 Lists 12/3