M.R.O. 1—77,066—8-6-51.

(1) Number of pages 46

(2) Date of repair 7-10-39

(3) Initials of the Referencer G

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 518	Press / Mis.
48-50	
Dated 16-11-	1868.

48-50 9/10

Not to be folded or roughly handled

MS

RP 7-10-39

Read the following papers :—

No. 48. From J. B. SPEDDING, Esq., Acting Senior Assistant Collector of Ganjam, to the Collector of Ganjam ; dated Berhampore, 5th October 1868, No. 109.

I have the honor to request that you will bring to the notice of Government the fact that the Accountant General has ordered a retrenchment from my deputation allowance bill for August of Rupees 32-8-0 from Rupees 200, the former rate of that allowance, and that you will submit the following reasons for my belief that this retrenchment is an error.

2. The Accountant General states as a reason for his order that I, being unpassed, can draw only at the rate of Rupees 167-8-0, or 30 per cent. on the salary of an unpassed Head Assistant, viz., Rupees 558-5-4. I would respectfully point out that no such Officer as an unpassed Head Assistant can exist, as no unpassed Civilian can, under the ordinary rules, hold an appointment higher than that of Acting Head Assistant. The only instance I can call to mind is that of Mr. Goodrich, late Junior Assistant Agent in this district, who was unpassed, but who, being exempted by Government, drew the full salary of his appointment, which is the same as that of a Head Assistant.

3. Being unpassed, I am not entitled to the 50 Pagodas, or Rupees 175, which I should receive if I were passed ; and I do not draw that sum, but I think that it is erroneous to deduct Rupees 175 twice, as is now virtually done, viz., first from the salary I should be entitled to if passed, and again from the salary of a Head Assistant before calculating my deputatian allowance.

4. According to the new Rules, deputation allowance is to be calculated at 30 per cent. of the pay of the appointment in which an Officer is officiating, and nothing is said of any deduction to be made from that pay before so calculating. I, therefore, submit that my allowance should be calculated on Rupees 733-5-4, the pay of a Head Assistant, and not on Rupees 558-5-4, that of an impossible Officer, an unpassed Head Assistant.

5. The penalty attached to not passing is the non-receipt of Rupees 175 per month, and this penalty I have already paid, as I draw as my substantive salary Rupees 350, that of an unpassed Assistant, and not Rupees 525, that of a passed man.

6. For the above reasons, I respectfully request that the Accountant General may be directed not to make any deductions from the salary of the appointment in which I am officiating, before calculating my deputation allowance under the new Rules, and that the amount already retrenched may be refunded to me.

7. Before concluding, I would draw attention to the fact that, whereas under the old Rules Rupees 200 is fixed as the minimum of deputation allowance, and this minimum amount has always hitherto been drawn by Acting Head Assistants, whether passed or not, no minimum is stated in the new Rules. As it is impossible to believe that Government intended the new Rules to be less liberal than the old, it is evident that they never contemplated a case of deputation allowance falling so low as the Accountant General would have it in this instance. Or, if they did, the omission of a fixed minimum is evidently unintentional, and the sooner it is repaired the better.

No. 1085.

Submitted, in original, for the favorable consideration of Government. Mr. Spedding's arguments appear to the undersigned extremely forcible.

CHETTERPORE,
7th October 1868.

(Signed) D. F. CARMICHAEL,
Collector of Ganjam.

Referred to the Accountant General for his remarks.

FORT SAINT GEORGE,
17*th October* 1868.

(Signed) R. S. ELLIS,
Chief Secretary.

No. 49. From the Accountant General, Madras, to the Chief Secretary to Government, Fort Saint George ; dated Fort Saint George, 22nd October 1868, No. 193.

Post Audit Department.

With reference to the letter from Mr. J. B. Spedding, Acting Senior Assistant Collector in Ganjam, No. 109, dated 5th, referred for my remarks under endorsement of 17th instant, I have

the honor to state that Mr. Spedding is wrong in saying that no such Officer as an unpassed Head Assistant can exist, inasmuch as the pay of the appointment of Head Assistant Collector, as fixed by Government, still continues to be Rupees 558-5-4 per mensem, and, though Government have stated that they will not appoint an unpassed officer, this does not prevent their doing so if necessity should arise. As, then, an Officer ordered to act in an appointment receives deputation allowance upon the actual pay of that appointment, all extra allowances being disregarded, Mr. Spedding was granted deputation allowance upon Rupees 558-5-4 only, and at the rates allowed by the new Rules.

2. The extra allowance of Rupees 175, which makes the difference between the pay of a Head Assistant at Rupees 733-5-4 and Rupees 558-5-4 is the additional allowance payable only to passed Assistants. Mr. Spedding has not passed, and cannot, in the opinion of this Department, claim this addition either to his own pay as Assistant or to that of the higher appointment on which his deputation allowance is calculated.

3. The new Rules for deputation allowance do not, as observed by Mr. Spedding, fix any minimum of deputation allowance as did the old ones, but whether the omission was intentional or not it is not for this department to determine. The orders of the Government of India have, however, been solicited upon this point.

No. 50. ORDER THEREON, 16th November 1868, No. 518.

The Government defer passing orders on the correspondence above recorded until the receipt of a reply from the Government of India to the reference made by the Accountant General in respect of deputation allowance.

(True Extract).

Chief Secretary.

To the Accountant General.
,, Collector of Ganjam.

Ed. J. H. Burns.

Govt. of Madras.

FINANCIAL.

To

THE ACCOUNTANT GENERAL.

&c., &c., &c.

Dated November, 16th.

Recd. *Encl.*

G. O., 16th November 1868, No. 518.

NOVEMBER.
Nos. 48—50.

Awaiting a reply from the Government of India to the reference made by the Accountant General, before passing orders in regard to the deputation allowance of Mr. Spedding, Acting Senior Assistant Collector in Ganjam.

No 109

Ganjam District
Senior Assistant Collr's
Office Berhampore
5th October 1868.

From

J. Z. Spedding Esquire
Acting Asst. Collector of
Ganjam

To

D. F. Carmichael Esquire
Collector of Ganjam

Sir.

I have the honor to request that you will bring to the notice of Government the fact that the Accountant General has ordered a retrenchment from my deputation Allowance Bill for August of Rs 32-8— from Rs 200 the former rate of that allowance, and that you will submit the following reasons for my belief that this retrenchment is an error.

2 The Accountant General states as a reason for his order that I, being unpaid, can draw only at the rate of Rs 167-8— or 30 per cent on the salary of an unpaid Asst. Assistant viz Rs 558-5-4. I would respectfully point out that no such office as an unpaid Asst Assistant can exist, as no unpaid Civilian can, under the ordinary rules hold an appointment higher than that of Acting Asst Assistant. The only instance I can call to mind is that of Mr. Goodrich late Junior Assistant Agent in this District who was unpaid, but who being exempted

exempted by Govt drew the full salary of his appointment, which is the same as that of a Head Assistant.

3 Being unpaged, I am not entitled to the 50 pagodas or Rs 175, which I should receive if I were paged; and I do not draw that sum, but I think that it is erroneous to deduct Rs 175 twice, as is now actually done - viz: first from the salary I should be entitled to if paged, and again from the salary of a Head Assistant before calculating my deputation allowance.

4 According to the New Rules Deputation allowance is to be calculated at 30 per cent of the pay of the appointment in which an Officer is officiating and nothing is said of any deduction to be made from that pay before so calculating. I therefore submit that my allowance should be calculated on Rs 733-5-4 the pay of a Head Assistant, and not on Rs 558-5-4 that of an impossible Officer, an unpaged Head Assistant.

5 The penalty attached to not passing is the non-receipt of Rs 175 per month and this penalty I have already paid, as I draw as my substantive salary Rs 350 that of an unpaged Assistant, and not Rs 525, that of a paged man.

6 For the above reasons, I respectfully request that the Accountant General may be directed not to make any deductions from the salary of the appointment in which I am officiating, before calculating my Deputation Allowance under the new Rules, and that the amount already retrenched may be refunded to me.

7 Before concluding I would draw attention to the fact that whereas under the old rules Rs 200 is fixed as the minimum of Deputation allowance, and this minimum amount has always hitherto been drawn by acting Head Assistants whether paged or not, no minimum is stated in the new rules. As it is impossible to believe that Govt intended the new rules to be less liberal than the old, it is evident that they never contemplated a case of Deputation allowance falling so low as the Accountant General would have it in this instance. Or if they did the omission of a fixed minimum is evidently unintentional, and the sooner it is repaired the better.

I have the honor to be
Sir
Your most obt. Servant

Rebellion Paling
Ag. Clerk.

Jas Spedding
Ag. Ass. Asst Collector

No. 1085.

submitted in original for the favourable consideration of Government. Mr. Spedding's arguments appear to the undersigned extremely forcible.

D. E. Jamieson

Chatteris
7th October 1868

Colonial Secretary's Office, Georgetown.

Post Audit

~~Book~~ Department.

No. 193

Fort Saint George,
Accountant General's Office,
22nd October 1868.

From The Accountant General,
to the Government of Madras.

To The Chief Secretary to Government
Fort Saint George

Sir,

With reference to the letter from Mr. J. B. Spedding Acting Senior Assistant Collector in Ganjam No. 109 dated 5th instant, referred for my remarks under endorsement of 17th instant, I have the honor to state that Mr. Spedding is wrong in saying that no such officer as an unpassed Head Assistant can exist inasmuch as the pay of the appointment of Head Assistant Collector as fixed by Government still continues to be Rs. 558-5-4 per mensem, and though Government have stated that they will not appoint an unpassed officer this does not prevent their doing so if necessity should arise. As then an Officer ordered to act in an appointment receives deputation allowance upon the actual pay of that appointment all extra allowances being disregarded, Mr. Spedding was granted deputation allowance upon 558-5-4 only and at-

Referred to the Accountant General for his remarks.

Fort Saint George
17 October 1868

R. S. Ellis
Chief Secretary

To the Accountant General.

DA & AG. Office
Recd 19 10. 1868
Ansd

Board's Proc. Fort St. George
Public Dept. dated 15 March 1869
No. 508

To the Collector of Ganjam

To the Secretary to Government of Madras.

Dated 4th October 1868.
Received 15.
No. 1085.
Enclosures none.

No. 520.

Submitted to Mr. Speddings letter in original for the favorable consideration of Government, regarding a retrenchment from his deputation allowance.

Kistnaji.

at the rates allowed by the new rules.

The extra allowance of Rs. 175 which makes the difference between the pay of a Head assistant at Rs. 733-5-4 and Rs. 558-5-4 is the additional allowance payable only to passed Assistants. Mr. Spedding has not passed and cannot in the opinion of this department claim this addition either to his own pay as Assistant or to that of the higher appointment on which his deputation allowance is calculated.

The new rules for deputation allowance do not as observed by Mr Spedding fix any minimum of deputation allowance as did the old ones, but whether the omission was intentional or not it is not for this department to determine. The orders of the Government of India have however been solicited upon this point.

I have the honor to be,

Sir

Your most Obed.t Servt

F. Cuthbertson

Accountant General.

Copy.

C. Nagalutchmy Pillai

Financial 1868 Department

(2)

From
The Accountant General
To
The Chief Secretary
to Government

Dated 22 } October 1868
Rec'd 24 }

No.

For orders

No. 535.

Stating that Mr. Spedding's claim to deputation allowance as acting Head Assistant was calculated upon the actual pay of that appointment which continues to be Rs 558-5-4 as fixed by Govt.

With an order.

I think that if there is no minimum rate of deputation allowance for Lunatic Asylums is right. I would dispose of the case with this point is ascertained.

A. J. A.

I doubt take Mr Spedding's view of his own case - the Acct. Genl. seems to me to be right. The pay of a Hd. Asst. is Rs. 558-5-4 which is increased by Rs. 175 if the holder of the office has passed the second standard exam. - but the rule of the Govt of India may be awaited - More

J. N.

Pros: 6th February 1867 Nos 27-28
Ls 87 Ld. Dept.

List of Enclosures

To the Accountant General
(Copy of Papers) 3 Feby 1867

No.

The Government order noted in the margin, relating to the concessions about to be accorded under the rules framed by the Govt of India for the grant of deputation allowance -

No. 578. 16th Nov. 1866.

c 28 Oct
R.N.

Govt. of {1868} Madras

Financial

To

The Accountant General.

yca

Dated Nov^r 16.

Recd.

Encl.

G. 15 Nov^r 1868, No. 578.

Nos. 48-50.

Awaiting a reply from the Govt. of India to the reference made by the Acctt. Genl, before passing orders in regard to the deputation allowance of Mr. Spedding, Sr. Senior Asst. Collector in Ganjam.