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MADRAS RECORD OFFICE.

Government of Madras.

DEPARTMENT.

G.O. No.	Press / Mis.
Dated	18

13/14

57-59

Not to be folded or roughly handled

Proceedings of the Madras Government, Financial Department, 25th August 1869.

No. 57. Read the following letter from W. MACKENZIE, Esq., M.D., Inspector General of the Indian Medical Department, to the Chief Secretary to Government, Fort Saint George; dated Fort Saint George, 29th July 1869, No. 282.

Dated 22nd July 1869.

I have the honour to submit, for the favourable consideration of Government, the enclosed letter, in original, from First Class Apothecary R. Huffton, of this Department, relative to the ruling in G. O., No. 203, of 20th May 1869, Financial Department, that the order limiting tenure of office to fifty-five years of age shall be applicable to Apothecaries from the 1st January 1872.

2. Mr. Huffton points out that, although he is second on the list for promotion to Senior Apothecary, he is not likely to attain that grade before January 1872, when his age will render it compulsory on him to go on the pension list; that he will thus be precluded from enjoying the rate of pay allowed to a Senior Apothecary, for which he has waited so long; and, further, that his compulsory retirement in 1872, in his present grade, will injuriously affect him as regards pension; the pension of a First Class Apothecary being one-third less than that of a Senior Apothecary.

3. I have ascertained, in communication with the Inspectors General in Bengal and Bombay, that the order relative to compulsory retirement, at the age of fifty-five years, has not been made applicable to medical subordinates in these Presidencies; and, under these circumstances, I venture to hope that Government may be graciously pleased to reconsider their decision on the subject.

From Apothecary R. HUFFTON, Medical Stores, to the Officiating Principal Medical Storekeeper, Fort Saint George; dated Madras, 22nd July 1869.

With reference to Circular, No. 2127, dated 2nd June 1869, from the Secretary to the Inspector General, directing reports to be made regarding the ages of medical subordinates for the purpose of giving effect to a Notification of the Government of India, dated 25th January 1869, and republished in the *Fort Saint George Gazette*, 6th April 1869, I beg respectfully to bring to your notice that the order in question will operate very prejudicially in my case, as the following statement will show.

2. I have been forty-one years in Government employ, having entered the service as a candidate in June 1828.

In September next I will have completed thirty-six years' service, and, during the whole of that period I have been only five-and-a-half months on sick, and two months on private, leave.

I am now the second on the list for Senior Apothecary, and on the eve of obtaining, as I hoped, the long looked-for reward of my thirty-six years' service. Had the order for pensioning persons who have attained the age of fifty-five years taken effect in January 1869, I would now have been a Senior Apothecary, as I was then within the age, while nearly all the present Senior Apothecaries were beyond it. The order directing the retirement of persons who are fifty-five years of age in January 1872 will, therefore, bear with extreme hardship in my case. Not only will I be deprived of the next step with its emoluments, which I have long waited for, but also be debarred from serving for the rate of pension allowed to Senior Apothecaries, which is one-third more than that allowed to Apothecaries of the first class.

3. I would further take the liberty of bringing to notice that the order is not made applicable to the Warrant Medical Officers of the Bengal and Bombay Establishments, or to the Warrant Officers of any other Departments of the service in this Presidency.

4. It is with much reluctance that I venture to allude to my past and present services, and I only do so with the hope that they may induce the Government to take a favourable view of my case. In September 1854 I was brought to the favourable notice of Government for meritorious service in the field during the second Burmese war, and in consideration of my long and faithful service, was recommended for the rank of Honorary Assistant Surgeon by Dr. Shaw, the late Head of the Medical Department. When attached to the Collectorate of Salem I received officially the thanks of the Collector of that district, and a piece of plate with an address from the Cutcherry employés, in acknowledgment of my professional services there. I have, also, at various times, received books from the late Medical Board, and the Inspector General for good conduct and

5. For nearly the last six years I have performed the duties of Apothecary and Manager of the Presidency Medical Stores, and although the duties have gradually become more onerous year by year, so that at the present time they are nearly double what they were originally, yet I can confidently appeal to you for a favourable opinion respecting their efficient performance.

6. I, therefore, respectfully beg you will be pleased to bring these circumstances to the notice of superior authority, with a request that the order may not be permitted to operate in my case, seeing that I am both able and willing to continue on the effective list ; and I further beg to express my trust that a generous Government will not allow an old servant to be deprived of the promotion which long, faithful, and arduous services were hitherto able to secure without limitation of age. Should, however, the Government be unwilling to accede to my prayer, I would then respectfully solicit at their hands the pension of a Senior Apothecary, whenever I may be obliged to retire under the operation of the fifty-five years' order ; an indulgence of the same nature being allowed to Commissioned Medical Officers who are obliged to retire at the age of fifty-five years.

No. 58. ORDER THEREON, 25th August 1869, No. 384.

The Government are unable to comply with the recommendation made by the Inspector General of the Indian Medical Department that the Government should reconsider their Order, No. 230, dated 20th May last, extending the operation of the order, limiting tenure of office to fifty-five years of age, to Apothecaries and Hospital Assistants.

2. Dr. Mackenzie, in support of his recommendation, instances the hardship which the rule may entail on First Class Apothecary R. Huffton, should he, under the operation of the rule, be forced to retire before obtaining promotion to the grade of Senior Apothecary. He also states that he has ascertained, in communication with the Inspectors General of the Medical Department in Bengal and Bombay, that the order relative to compulsory retirement at the age of fifty-five years has not been made applicable to the medical subordinates in those Presidencies.

3. As regards Mr. Huffton's case the Government observe that they will be prepared to consider any special circumstances of his case when the period of his retirement under the rule has arrived, and that it is open to the Head of a Department to seek a postponement of the operation of the rule as respects any officer by showing to the satisfaction of the Government that the enforcement of the rule will operate prejudicially to the interests of the State.

4. While adhering to the view stated in the G. O. of the 20th May last, that there are special reasons why the superannuation rule should be applied to medical subordinates, the Government resolve to forward these Proceedings to the Government of India, with reference to Dr. Mackenzie's remark that the order relative to compulsory retirement, at the age of fifty-five years, has not been made applicable to the medical subordinates in the Bengal and Bombay Presidencies.

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

No. 59. To the Secretary to the Government of India, Financial Department, dated Fort Saint George, 25th August 1869, No. 385.

I have the honour to submit, for the information of His Excellency the Viceroy and Governor General in Council, the Proceedings of this Government marginally noted, and to draw attention to the statement contained in paragraph 3 of the letter from the Inspector General of the Indian Medical Department, that the order limiting tenure of office to fifty-five years of age has not in the Bengal and Bombay Presidencies been made applicable to Apothecaries and Hospital Assistants. As it will probably be considered desirable to secure uniformity in the three Presidencies in respect of the application of the rule, I am to request the instructions of the Government of India on the point raised by the Inspector General. I am at the same time to state that, in the opinion of this Government, it is, for the reasons stated in their order of the 20th May last, of great importance that the superannuation rule should be enforced in respect of members of the Subordinate Medical Establishment.

20th May 1869, No. 32 and 33, and 25th August 1869, No. 384.

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

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1869.

FINANCIAL DEPARTMENT.

From *The Chief Secretary to Government, Fort Saint George,*

To *The Secretary to the Govt. of India, Financial Department.*

Dated 25th August 1869.

Recd. No. 385. Enclosure.

AUGUST.

Nos. 57—59.

Submitting, for orders of the Government of India, Proceedings of this Government on the subject of extending the operation of the rule, limiting tenure of office to fifty-five years of age, to Apothecaries and Hospital Assistants.

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To

G. Bidie Esquire M.D.

Offg. Principal Medical Storekeeper

Fort Saint George

Sir,

With reference to Circular No 2127, dated 2nd June 1869 from the Secretary Inspector General directing reports to be made regarding the ages of Medical Subordinates for the purpose of giving effect to a Notification of the Government of India dated 25th January 1869 and republished in the Fort Saint George Gazette 6th April 1869 — I beg respectfully to bring to your notice, that the Order in question will operate very prejudicially in my case, as the following Statement will shew.

2. I have been 40 years in Government employ, having entered the Service as a Candidate in June 1828.

In September next I will have completed 36 years Service, and during the whole of that period I have been only 5½ Months on Sick, and 2 Months on private leave.

I am now the 2nd on the list for Senior Apothecary, and on the eve of obtaining as I hoped the long looked for reward of my 36 years' Service — Had the order for pensioning persons who have attained the age of 55 years taken effect in January 1869, I would now have been a Senior Apothecary, as I was then within the age while nearly all the present Senior Apothecaries were beyond

The order directing the retirement of persons who are 55 years of age in January 1872 will therefore bear with extreme hardship in my case. Not only will I be deprived of the next step with its emoluments, which I have long waited for, but also be debarred from serving for the rate of pension allowed to Senior Apothecaries, which is one third more than that allowed to Apothecaries of the first class.

3. I would further take the liberty of bringing to notice, that the order is not made applicable to the Warrant Medical Officers of the Bengal and Bombay Establishments, or to the Warrant Officers of any other Departments of the Service in this Presidency.

4. It is with much reluctance that I venture to allude to my past and present services, and I only do so with the hope, that they may induce the Government to take a favorable view of my case. In September 1854 I was brought to the favorable notice of Government for Meritorious Service in the field during the Second Burmese War, and in consideration of my long and faithful Service was recommended for the rank of Honorary Assistant Surgeon by Dr Shaw, the late Head of the Medical Department. When attached to the Collectorate of Salem I received Officially the thanks of the Collector of that District, and a piece of plate from the Cutcherry Employees in acknowledgment of my professional Services there. I have also at various times received

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books from the late Medical Board, and the Inspector General for good conduct and attention to my duties.

5. For nearly the last 6 years I have performed the duties of Apothecary and Manager of the Presidency Medical Stores, and although the duties have gradually become more onerous year by year, so that at the present time they are nearly double what they were originally, yet I can confidently appeal to you for a favorable opinion respecting their efficient performance.

6. I therefore respectfully beg you will be pleased to bring these circumstances to the notice of Superior Authority, with a request that the order may not be permitted to operate in my case, seeing that I am both able and willing to continue on the effective list; and I further beg to express my trust, that a generous Government will not allow an old Servant to be deprived of the promotion which long faithful and arduous Services were hitherto able to secure without limitation of age. Should however the Government be unwilling to accede to my prayer, I would then respectfully solicit at their hands the pension of a Senior Apothecary, whenever I may be obliged to retire under the operation of the 55 years Order; an indulgence of the same nature being allowed to Commissioned Medical Officers who are obliged to

retire

retires at the age of 55 years.

I beg leave to remain
Sir
Your Most Obedient & humble Servant

Madras
22nd July 1869

Muffton
Apothecary
Medl Store

Ex. Fin. Dept. 25th Aug. 1869 No. 1357

Aug 1869

No. 282. 19

OFFICE OF INSPECTOR GENERAL, INDIAN MEDICAL DEPARTMENT,

Fort Saint George, 29th July 1869.

From

The Inspector General, Indian Medical Department,

Fort Saint George,

To

The Chief Secretary to Government, Financial Dept.

Fort Saint George.

SIR,

I have the honor to submit for the favorable consideration of Government the enclosed letter, in original, from 1st class Apothecary R. Muffton of this Department, relative to the ruling in G.O. No. 230 of 20th May 1869, Financial Department, - that the order limiting tenure of office to 55 years of age shall be applicable to Apothecaries from the 1st January 1872.

Dated 22nd July 1869.

2. Mr Muffton points out that although he is second on the list for promotion to Senior Apothecary he is not likely to attain that grade before January 1872, when his age will render it compulsory on him to go on the pension list, - that he will thus be precluded from enjoying the rate of pay allowed to a Senior Apothecary, for which he has waited so long; - and, further that his compulsory

retirement

retirement in 1872, in his present grade, will injuriously affect him as regards pension;- the pension of a 1st class Apothecary being one third less than that of a Senior Apothecary.

3. I have ascertained, in communication with the Inspectors General in Bengal and Bombay that the Order relative to compulsory retirement at the age of 55 years has not been made applicable to Medical subordinates in those Presidencies; and under these circumstances I venture to hope that Government may be graciously pleased to reconsider their decision on the subject.

I have the honor to be
Sir
Your most Obt. Servant
D. Macleane Ld
Inspector General
Ind. Med. Departt.

Encl. Ch.

13 4

Financial Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the
Inspector General, Indian
Medical Department;
(Recd under 29th July 1869. No. 282)

Order thereon:- No 382 - 25th Augt 1869.

The Government are unable to comply with the recommendation made by the Inspector General, Indian Medical Department, that the Government should reconsider their order No 230 dated 20th May last extending the operation of the order, limiting tenure of office to fifty-five years of age,

Financial Dept. Proc. 25th Augt 1869
No 382

Financial Dept. Proc. Nov. 22-33

No. 1869
Dept.

From
The Inspector General,
Indian Medical Department,
Fort Saint George,

To
The Secretary to Government,
Financial Department,
Fort Saint George.

Dated 29th July 1869
Received 30th July 1869.

No. 282.

Sir,

I have the honor to solicit the favorable consideration of Government to the following proposal for the better regulation of the Medical Service.

1st. That the period of service for retirement on pension be limited to 25 years, and that officers be allowed to retire on pension after 20 years service, if they desire it.

2nd. That officers retiring on pension after 20 years service be allowed to count their service in the Army as equivalent to service in the Medical Department.

I have &c.

(Signed) W. Lyons
Inspector General.

Fin. Dept. Proc. Nov. 22-33

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Rejd 2/8-

,ap, to Apothecaries and
Hospital Apistants.

2. Dr. Mackenzie in support of his recommendation instances the hardship which the rule may entail on 1st Class Apothecary R. Huffton should he, under the operation of the Rule, be forced to retire before obtaining promotion to the grade of Senior Apothecary. He also states that he has ascertained in communication with the Inspectors General of the Medical Department in Bengal and Bombay that the order relative to compulsory retirement at the age of 55 years has not been made applicable to the Medical Subordinates in those Presidencies. 3 As regards Mr. Huffton's case the Government observe that they will be

In this letter the Inspector General, Indian Medical Dept; request a reconsideration of the order of last declaring the rule requiring compulsory retirement after 55 years of age to be applicable to Medical Subordinates after May 1872.

This order was passed because it was considered

that efficiency and energy were specially needed among medical subordinates, and that therefore it was highly desirable that the rule requiring retirement from active duty at the age at which their qualification in many cases became somewhat deficient, should be enforced as regards this class of public servants.

Sir Mackenzie answered,

Is there no? Where is the reference? We recommend that a Notification of Govt. of India order - 1865 - on that further reading be issued cancelling the order & creating so much stir. HON

1872.

that the rule has not yet been enforced in Bengal & Bombay, and in reply to a recent reference from the Govt of India regarding the expediency of extending the rule to all officers, whether gazetted or not, they Govt reported that they had already made it so applicable from 1st Jany 1872. As it is desirable that all rules of the kind should be of general application throughout the Presidencies it is submitted

Read D. Mackenzie's
letter may be ~~returned~~ forwarded
for the orders of the
Govt of India in conti-
nuation of their Govt
letter ~~above~~ endorsed
& above.

WDS.

It is very doubtful
whether Dr Mackenzie,
in soliciting from Govt
a reconsideration of a Gen-
eral order, can justifiably
base his application upon
the effect that order will ~~two years~~
hence have, on the position & circum-
stances of a single subordinate in his department.
It may be that the superannuation
55 years ago will never touch Mr Apothecary Hafflon.
He may demise intermediately. Then the date-time
to weigh the bearings of the order as regards Hafflon
when he is close on the 55th year. I would reply
c 3 Sept. to Dr Mackenzie in that sense, pointing
out to him that it is open to the Head of a
Dept to seek a postponement of the operation
of

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init.

of the rule as respects any officer
by showing to the satisfaction of the
Govt; that the enforcement of the rule
will operate prejudicially to the interests
of the State.-

But, I apprehend that there cannot
be a declaration of this order or this
rule pound that it enterferes with
certain prospects of pension or of the
saving of a particular sum by the
individual than the rule & effects.

What however is the plea put
forward in the present case for Mr Apothecary Hafflon by the
Inspector General of the Medical
Department.

5 Augt 69

WDS

I agree but I would
forward the letter for the
remarks of the Govt of India.

A.

Within

Without and with
Seal of India —

be prepared to consider any special circumstances of his case when the period of his retirement under the rule has arrived, and that it is open to the Head of a department to seek a postponement of the operation of the rule, as respects any officer by showing to the satisfaction of the Government that the enforcement of the rule will operate prejudicially to the interests of the state.

3. While adhering to the view stated in the G. O. of the 20th May last, that there are special reasons why the superannuation rule should be applied to Medical subordinates, the Government resolve to forward these Proceedings to the Government of India with reference to Dr. Mackenzie's remark that the order relative to compulsory retirement at the age of 55 years has not been made applicable to the Medical subordinates in the Bengal & Bombay Residencies.

30 Lieut

Inspector Genl Indian Med. Deptt
Mily Depart

Recd 31/8

Govt. of {186 } Madras

Finl.

To

The Insp.r Genl. Ind.a Med.l Dep.t
&c.

Dated Augt. 25 } 186 , No.
Recd. 384

Nos. 57. 59.

Declining to comply with the recommendation of the Insp.r Genl. that Govt. should reconsider their order extending the operation of the rule limiting terms of office to 55 years of age, to Apothecaries and Hospital Assistants.