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(1) Number of pages 16

(2) Date of repair 16 - 11 - 37

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 675 Press Mis.

42-43

Dated 21 - 11 - 1874.

7/8

42-43

Not to be folded or roughly handled

No. 42. Read the following Proceedings of the Government of India in the Financial Department, dated Simla, 14th October 1871, No. 4359 (Accounts):—

Read the under-mentioned papers:—

Letter from the Accountant-General, Bombay, No. 867-A, dated 5th June 1869.
,, to the ,, ,, ,, 1476, ,, 25th June ,,
,, from the ,, ,, ,, 1339-A, ,, 12th July ,,
,, to the Comptroller-General, No. 3091, dated 3rd September 1869.
,, from the Comptroller-General, No. 983, dated 30th September 1869.
Financial Department's Circular, No. 4209, dated 25th October 1869.
Letter from the Government of Fort St. George, No. 29, dated 10th January 1870.
,, from the Government of Bombay, No. 175, dated 3rd February 1870.
,, from the Government of Bombay, No. 1859, dated 22nd November 1870, and enclosure.
,, from the Government of the North-Western Provinces, No. 32-A, dated 12th January 1870, and enclosures.
Letter from the Government of the North-Western Provinces, No. 371-A, dated 9th May 1870, and enclosure.
Letter from the Government of the Punjab, No. 820, dated 20th December 1869, and enclosure.
Letter from the Government of Bengal, No. 1387, dated 6th April 1870.
,, from the Chief Commissioner of Oudh, No. 1318, dated 25th March 1870, and enclosure.
Letter from the Chief Commissioner of the Central Provinces, Nos. 3422—378, dated 23rd November 1869.
Letter from the Chief Commissioner of British Burmah, Nos. 54-5, dated 21st January 1870.
,, from the Chief Commissioner of Mysore, Nos. 4394—205, dated 26th November 1869.
,, from the Resident at Hyderabad, No. 115, dated 10th November 1869.
Office Memorandum from the Home Department, No. 5732, dated 29th December 1869.
,, from the Public Works Department, No. 102 E. G., dated 18th January 1870.
,, from the Military Department, No. 569, dated 16th November 1870.
,, from the Foreign Department, No. 376-F., dated 16th September 1870, and enclosures.

Resolution.—The position of the Government of India, and the difficulty experienced by Native States and public bodies in obtaining competent officers without its assistance, frequently render it necessary for the Government, for political and for public reasons, to transfer its officers to service paid for from sources other than its own revenues. Such transfers would, as a general rule, be impossible if the condition were insisted on that the officer transferred should give up his privileges as an officer in the service of the Government of India; and in the papers above read, the question is discussed what financial arrangements are proper to be made in the case of officers of Government lent to, or transferred to service paid by, Native States, Municipalities, and other bodies financially independent of the Government of India, such as Courts of Wards, Port Trusts, &c., and permitted at the same time to retain their privileges as servants of the Government of India.

2. The remuneration of officers of Government may be thus classified:—

Immediate.—Their pay and allowances while on duty,

Contingent.—Their absentee allowances,

Deferred.—Their pensionary allowances;

and such officers, when lent to Native States, &c., though they obtain their "immediate" remuneration from the State or Fund at the charge of which they are employed, look, for the most part, to the Government of India for their "contingent" and "deferred" remuneration.

3. It may sometimes be expedient, for special reasons, that the Government of India should bear such charges; but, as a rule, it is not so; and it is necessary to prescribe the conditions which should be imposed, so that such charges may be avoided, unless the Government, for special reasons, accepts them.

4. The Government of India have accordingly resolved to require, on account of every officer lent or transferred to a Native State, or a Municipality or other financially independent body, who is permitted to retain his position in relation to the service of Government, and his claims to absentee and pensionary allowances under the rules of the service to which he belongs, and with regard to whom the exemption contemplated in paragraph 3 is not declared, a contribution proportional to the salary which he receives, and regulated on the following principles.

5. In the first place, it is to the officers themselves, and not to their employers, that the Government will look for the contribution required; any other course would be productive of difficulty and inconvenience.

6. In the second place, a calculation founded upon such data as are available shows that the cost to Government of the charges above classed as contingent and deferred (excluding, however, privilege leave allowances) is about one-quarter of the amount actually disbursed in the form of "immediate" remuneration.

7. The Government of India will, therefore, require from officers, whose services are lent or transferred as contemplated in paragraph 4, a contribution of one-fifth of their pay and acting allowance; that is, they will receive from their employers pay and acting allowance fixed, in accordance with the rules of the Government service, with relation to the appointments which they hold, or in which they officiate; and, retaining four-fifths, will transfer one-fifth to Government. In return for this contribution, the Government will undertake to pay their absentee allowances (except in the case of privilege leave), and their pensionary allowances, in the same manner, and to the same extent, as if they were in the service of Government, save only that the calculation of such allowances will be based only upon the four-fifths which they retain, instead of upon the full amount which they receive of pay and acting allowance.

8. A Native Officer will be permitted, if he prefers it, to resign all claim to allowances during leave (except privilege leave), and in such case the contribution required of him will be only 12 per cent. The contribution required in respect of inferior servants is one anna in the rupee.

9. And with the special permission of the Government of India in the Financial Department, all officers may make the contribution provided for in paragraph 7 in respect of a less sum (not being less than two-thirds) of their actual allowances, in which case their absentee and pensionary allowances will be calculated as if their actual salary were four-fifths of the amount in respect of which they make their contribution.

10. As to privilege leave to all officers in the position referred to in this resolution, the Government of India cannot make arrangements. Privilege leave

is at all times, especially, subject to the discretion of the Government or body which employs the officer; and though an officer lent to Native States, &c., will retain his general claim to privilege leave, in the manner provided by the rules of the Government service, he must be left to arrange the times of taking it, and the amount to be taken, with this employer, in the same way as in the Government service he has to arrange them with the Government. An officer must continue during privilege leave to pay the contribution required by paragraphs 7 and 8.

11. As regards officers transferred to Local Funds, the resolution of this Department, No. 2197, dated 24th April 1868, empowered the Local Governments, in certain cases, to admit pensions chargeable to such funds; and they have power also to grant absentee allowances from them. In the case of an officer permanently transferred to service paid from a fund to which these conditions are declared by the Local Government to be applicable, no contribution will be required, as his claims to pension and absentee allowance for that part of his service which is under the Local Fund will be provided for by it; but, in all cases of mere temporary transfer to such funds, the required contribution must be paid. So in all cases of transfer, whether temporary or permanent, to a Local Fund under which service does not reckon for pension, the required contribution must be paid.

12. An officer whose services are lent or transferred is not permitted to withhold the contribution by entering into an understanding that the time of his service so lent or transferred will not count for pension or for leave. He must either entirely resign the service of Government, or, unless he is specially exempted, make the contribution required by these rules.

13. In the case of Covenanted Civil Servants the contribution of one-fifth required by this resolution, includes the four per cent. deduction to the Annuity Funds which will not be separately levied. The amount of the contribution to be credited to the Annuity Fund is 3¼ per cent. of the full nominal pay and acting allowance, being one-twenty-fourth part of the amount retained by the officer after deduction.* This proportion, being one-sixth of the entire contribution, will be credited to the Annuity Funds, so long as they are maintained.

* *i. e.*, the same as 4 per cent. retained out of 100.

14. If the salary of the officers is disbursed at a Government Treasury, the required contribution will be deducted at time of payment; otherwise the officers themselves must pay the amount directly to the Government of India in such manner as may be arranged.

15. Nothing in this resolution is to be held to apply to officers accepting service under Native States, &c., for their own purposes; it applies solely to officers transferred from the service of Government under the general or special sanction of the Government of India, and for political or public reasons; nor shall anything in this resolution be held to authorize the formation of funds by the accumulation of the contributions or deductions required.

16. The above rules will apply to all officers in the service of Government transferred after the date of this resolution, under the sanction, general or special, of the Government of India, to service under Native States, Local Funds, Municipalities, or other bodies financially independent of the Government of India unless they resign all claim to absentee or pensionary allowance from the Government of India. They will not apply, however, to service in the Hyderabad Assigned

Districts or Mysore, the revenues of which States are under the financial control of Government, and can be used to meet charges for absentee and pensionary allowances, when they arise. Also they will not apply to the following cases where other arrangements have been made—(1) teachers transferred to service in the Chumba State, or in the Kolapur School ; (2) Government servants transferred to the Municipality of Malcolm Peith.

17. The rules will not apply to officers lent or transferred to the British or to any Colonial Government. Such cases are rare, and will be left for special arrangement as they arise, due regard being had to the principles laid down in this resolution. The Government of India will not, unless there are special reasons to the contrary, accept, without reimbursement, any charge for absentee allowances or for pension for service rendered by its officers to other Governments.

18. Nothing in this resolution shall be held to affect the position of officers who have, before the date of its promulgation, accepted service under Native States, Municipalities, or other bodies financially independent of Government. Unless they belong to the Army, or to the Covenanted Civil Service, or unless their case is met by some special rule, such officers have ordinarily no claim for pension from the Government of India, their pay not being a charge against the general revenues. This resolution is intended to provide for future transfers, and not to create any claims on the part of officers already transferred under other conditions.

ORDER.—Ordered that the foregoing resolution be communicated to—

The several Departments of the Government of India; the several Local Governments and Administrations ; the Director-General of the Post Office of India ; the Mint Master of Calcutta ; the Comptroller-General ; the several Accountants-General ; and the several Deputy Accountants-General in independent charge.

(Signed) J. WESTLAND,
Under Secy. to the Govt. of India.

No. 43. ORDER THEREON, 21st November 1871, No. 675.

Ordered that the foregoing resolution be communicated to the several Departments of the Secretariat.

(True Extract.)

R. S. ELLIS,
Chief Secretary.

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

Exd. J. Wright.

Govt. of India's Works.

FINANCIAL.

To

THE REVENUE DEPARTMENT,

&c., &c., &c.

Dated November, 21st.

Rcd.

Read.

G. O., 21st November 1871, No. 675.

NOVEMBER.
Nos. 42-43.

Communicating Resolution of the Government of India, prescribing rules relative to the payment of officers transferred to service paid for from sources other than public revenues.

No. 4359.

GOVERNMENT OF INDIA.

FINANCIAL DEPARTMENT.

ACCOUNTS.

SIMLA, THE 14TH OCTOBER 1871.

READ the under-mentioned papers :

Letter from the Accountant General, Bombay, No. 867A, dated 5th June 1869.
Letter to the Accountant General, Bombay, No. 1476, dated 25th June 1869.
Letter from the Accountant General, Bombay, No. 1339A, dated 12th July 1869.
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Letter from the Resident at Hyderabad, No. 115, dated 10th November 1869.
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Ditto from the Public Works Department, No. 102 E. G., dated 18th January 1870.
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case of officers of Government lent to, or transferred to service paid by, Native States, Municipalities, and other bodies financially independent of the Government of India, such as Courts of Wards, Port Trusts, &c., and permitted at the same time to retain their privileges as servants of the Government of India.

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The several Local Governments and Administrations,
The Director General of the Post Office of India,
The Mint Master of Calcutta,
The Comptroller General,
The several Accountants General, and
The several Deputy Accountants General in independent charge.

J. WESTLAND,
Under Secy. to the Govt. of India.

Westland.

Under Secy. to the Govt. of India.

GOVERNMENT OF INDIA.

FINANCIAL DEPARTMENT.

ACCOUNTS.

To

No. 4359.

Dated Simla, 14th October 1871.

Received

21 Nov 1871 No 675

Revenue Deptt
Military Deptt
Public Works Deptt

Govt. of [illegible] Madras.

Financial

To

The Revenue Dept.

Read 21.

No. 21 Read 675

42.43.

Forwg. Resn. of the Govt. of India, prescribing rules relative to the expenditure of Officers transferred to services paid for from sources other than Public revenues