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16 (2) Date of repair 22-5-87

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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Fin. DEPARTMENT

G.O. No. 2491 Press.
B.P. No. Mis.

Dated 21. 12. 1881 97.

Not to be folded or roughly handled

Ch. 5 20

2491
1

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

21st December 1881, No. 2491.

Local Funds and Municipal—Medical.

Read the following papers :—

From W. S. WHITESIDE, Esq., District Magistrate of North Arcot, to the Chief Secretary to Government, dated Chittoor, 6th October 1881, *No.* 89 [*Current No.* 2949].

In their Order, dated 14th September 1881, No. 1719, Financial Department, the Government have declared that, as the service of medical subordinates of Government Establishment lent to Local Fund Boards counts as Government service for pension without payment of the pensionary contribution by the Local Fund Boards, the Government are justified in requiring that no question shall be raised as to payment of special remuneration for occasional services to Government or its servants. I have the honor to request that I may be informed whether, under the terms of the Government Order above quoted, I am at liberty to make disbursements in future to Government Apothecaries and Hospital Assistants employed in Local Fund Dispensaries on account of fees claimed by them for holding *post-mortem* examinations, and examining wounds, or granting certificates for Judicial purposes or for giving oral evidence before Magistrates in connection therewith. In my opinion such services are undoubtedly occasional services rendered to Government.

No. 1674.

Referred to the Surgeon-General with the Government of Madras for his remarks.

(Signed) G. S. FORBES,
Acting Under Secy. to Govt.

OOTACAMUND,
11*th October* 1881.

From Surgeon-General W. R. CORNISH, F.R.C.S., C.I.E., Surgeon-General with the Government of Madras, to the Chief Secretary to Government, dated Fort St. George, 19th October 1881, *No.* 297 [*Current No.* 3059].

With reference to your endorsement, No. 1674, of the 11th October 1881, I have the honor to express my opinion that the ruling of Government of India in G.O., No. 1719, of the 14th September, appears to settle the question definitely that, as Government servants, medical officers whose services are lent to Local Fund Boards and Municipalities have no claim to special payment for the performance of occasional duties on behalf of Government.

2. My opinion regarding the impolicy of admitting such claims is recorded in letter, No. 124, of 24th March 1881 (Clause 6) embodied in G.O., Financial Department, No. 1229, of 2nd July 1881.

3. I assume that Government will deem it expedient to notify, for general information, that special fees for services such as indicated in Mr. Whiteside's letter will cease from a prospective date.

From H. SEWELL, Esq., District Magistrate of Trichinopoly, to the Chief Secretary to Government, dated 13th October 1881, *No.* 3151 [*Current No.* 3008].

I have the honor to inquire whether paragraph 2 of G.O., No. 1719, dated the 14th September 1881, Financial Department, is to be taken as prohibiting the payment

in future to medical officers in the employ of Municipal and Local Fund Boards of fees for making *post-mortem* examinations, for giving evidence in criminal cases, for treating the prisoners in the sub-jails and other similar services. Fees are at present paid in all these cases by the Magistrate concerned according to separate orders of Government, and as these orders have not been expressly rescinded by the Government Order under reference, I request to be informed whether they still continue in force or whether they should be deemed to have been impliedly repealed.

No. 1787.

OFFICIAL MEMORANDUM.

The undersigned is directed to request that the Surgeon-General with the Government of Madras will be good enough to report whether any special allowances are claimable, and if so what special allowances and under what circumstances by medical officers in regular Government employ for such services as those specified in Mr. Whiteside's letter, dated 6th October 1881, No. 89, referred to the Surgeon-General by endorsement, dated 11th idem, and replied to in letter of 19th October 1881, No. 297.

FORT ST. GEORGE,
7th November 1881.

(Signed) E. S. LAFFAN,
Acting Under Secy. to Govt.

From Surgeon-General W. R. CORNISH, F.R.C.S., C.I.E., Surgeon-General with the Government of Madras, to the Chief Secretary to Government, dated Fort St. George, ——, *No.* 345 [*Current No.* 3237].

With reference to your Official Memorandum cited in the margin, I have the honor to state, for the information of the Right Honorable the Governor in Council, that in the case of Government medical subordinates lent to local authorities towards whose salary the Government pay a contribution, no allowance of any kind is admissible for either casual or stated service rendered to the State. The contribution is regarded as payment in full for any possible service which the medical subordinate may be called upon to render to Government.

No. 1787, of 7th November 1881.

2. In my letter, No. 124, of 24th March 1881, embodied in G.O., Financial Department, No. 1229, of 2nd July 1881, I advocated that the contribution should be made in all cases to avoid the admission of claims of Government medical subordinates to remuneration for the performance of occasional duties on behalf of Government.

No. 1961.

OFFICIAL MEMORANDUM.

With reference to the Surgeon-General's letter, undated, No. 345, the undersigned is directed to observe that the purport of the Official Memorandum replied to appears to have been misunderstood. It is believed that there are certain allowances claimable under special circumstances by officers *actually in the direct employ of Government*. In any notification designed to assimilate the position of officers lent to Local Fund Boards or Municipalities with that of officers in direct Government employ it will probably be necessary to provide that such allowances shall still be admitted. The Surgeon-General is accordingly requested to report on this point.

(By Order.)

5th December 1881.

(Signed) E. S. LAFFAN,
Acting Under Secy. to Govt.

From Surgeon-General W. R. CORNISH, F.R.C., C.I.E., Surgeon-General with the Government of Madras, to the Chief Secretary to Government, dated Fort St. George, 6th December 1881, *No.* 374 [*Current No.* 261].

With reference to your Official Memorandum noted in the margin, I have the honor to report, for the information of the Right Honorable the Governor in Council, the circumstances under which medical subordinate, whose salary is paid wholly or in part by Government, are entitled, under rule, to extra remuneration.

No. 1961, of 5th December 1881.

2. By paragraph 100, Section 5, of the Medical Code, a medical subordinate in *Military* employ, if called upon to perform a *post-mortem* examination on behalf of the Civil Department, is entitled to a fee of 5 rupees.

3. In like manner if a medical subordinate erving in the *Civil* Department is required to render medical aid to members of the Military Department, such as details of troops, rest-house superintendents, &c., his claim to some remuneration has been recognised by Government from time to time, the amount varying with the nature of the duties performed.

4. The principle governing these cases is that one department (military or civil) has no claim on a member of *another* department o his gratuitous services; but there is no rule under which payment can be claimed for extra duty rendered to the *same* department. A medical subordinate attached to a Military Hospital would have no claim to extra payment for doing extra duty in an emergency with another Military Hospital; neither can his claim be admitted if he were serving in the Civil Department, and rendered occasional extra service to that department in the form of *post-mortem* examinations, &c.

5. In either case he would be entitled to mieage.

6. The case is different with medical subordinates employed by Municipalities, Local Fund Boards, or other bodies financially independent of Government towards whose salary *the Government do not contribute anything*. These are regarded for the time being as the private servants of those bodies and if called upon to perform any duty for Government, have been held to have a claim to remuneration. It is in reference to this class that I have advocated the advisability of a Government contribution being paid, in order that their claim to fes for occasional services may be put a stop to.

ORDER THEREON, 21st Decemer 1881, No. 2491.

The recent decision of the Government of India recognising service under Local Fund Boards and Municipalities by medical officers of all ranks as qualifying for pension from Government, places all these offices in the same position as if employed in the regular Civil Medical Department, and they cannot claim any special allowances other than those to which they would be entitld if so employed. All rules to the contrary effect will be regarded as cancelled fror the date of this order.

2. Any special allowances which may be laimable by medical subordinates in Government employ will be equally admissible i the case of medical subordinates in Local Fund employ performing the duties to whch they are attached.

(True Extrac.)

R. DAVIDSON,
Chief Secretary.

To the Surgeon-General with the Government of Madas.
" the Board of Revenue.
" all Presidents of Local Fund and Municipal Boars.
" the Accountant-General.

Exd. J. Wright.

Govt. of [1881] Madras.

FINANCIAL.

To

THE SURGEON-GENERAL WITH THE GOVERNMENT OF MADRAS.

&c., &c., &c.

Dated December, 21*st*.

Issued

Recd. *Encl.*

G.O., 21*st December* 1881, *No.* 2491.

DECEMBER.

Local Funds and Municipal — Medical. — Intimating that the recent decision of the Government of India recognising service under Local Fund Boards and Municipalities by medical officers of all ranks as qualifying for pension from Government, places all these officers in the same position as if employed in the regular Civil Medical Department, and that they cannot claim any special allowances other than those to which they would be entitled if so employed.

CURRENT BR. 1744

No. 89.

Nurk Asst Magistrate's Office
Chittoor 6th October 1881.

2491/3

From

W. S. Whitecross, Esquire
Magistrate of Nurk Asst

To

R. Davidson, Esquire
Chief Secretary to Government
Fort. Saint George

Sir,

In their order dated 14th September 1881 No 1719. Financial Department. the Government have declared that, as the Services of Medical Subordinates of Government Establishment lent to Local Fund Boards count as Government Service for pension without payment of the pensionary contributions by the Local Fund Boards, the Government are justified in requiring that no question shall be raised as to payment of special remuneration for occasional services to Government or its Servants. I have the honour

2491
H

to request that I may be informed whether under the terms of the Government order above quoted, I am at liberty to make disbursements in future to Government Apothecaries and Hospital Assistants employed in Local Fund Dispensaries on account of fees claimed by them for holding post mortem Examinations, and Examining wounds, or granting Certificates for Judicial purposes or for giving oral Evidence before Magistrates in connection therewith. In my opinion such services are occasionable services rendered to Government.

I have the honour to be,
Sir,
Your Most obedient Servant

E. Whitehead
Magistrate

Ald

2491
H

to request that I may be informed whether under the terms of the Government order above quoted, I am at liberty to make disbursements in future to Government Apothecaries and Hospital Assistants employed in Local Fund Dispensaries on account of fees claimed by them for holding post mortem Examinations, and Examining wounds, or granting Certificates for Judicial purposes or for giving oral Evidence before Magistrates in connection therewith. In my opinion such services are undoubtedly occasional services rendered to Government.

I have the honour to be,
Sir,
Your Most obedient Servant

E. Whitehead

Magistrate.

Ans

Trichinopoly District Magistrate office
13th October 1881

No. 3151

From

The District Magistrate of
Trichinopoly

To

The Chief Secretary
to Government
Madras

Sir

I have the honor to inquire whether para 2 of Government Order No. 1719 dated the 14 September 1881 F. D. is to be taken as prohibiting the payment in future to Medical officers in the employ of Municipal and L. F. Boards of fees for making post mortem examinations, for giving Evidence in Criminal cases, for treating the prisoners in the sub jails and other similar services. Fees are at present paid in all these cases by the Magistrate concerned according

to

998

1881

Full Dyto
(Fees)

From

The Magistrate of
R. D. North Arcot

To

The Chief Secretary to
Government
Fort St. George.

Dated 6th October 1881
Despatched 7th
Received 9th

No. 89
Enclosure
Subject.

Requesting to inform whether the District Magistrate is at liberty to make disbursement to Govt Apothecaries and Hospl: Asts employed in L. F. Dispensaries on account of fees claimed by them for holding post mortem Examinations.

Referred.

No. 1074

Forwarded to Government Fort St. George with the Collectors Remarks.

Collectors Office
North Arcot
11 SEP 81

NOTE.—This paper should be returned with reply, and should not be marked in any way by the receiving office.

2491
6

to separate orders of Government and as these orders have not been expressly rescinded by the Government order under reference, I request to be informed whether they still continue in force or whether they should be deemed to have been impliedly repealed.

I have the honor to be
Sir
your most obedient servant

[illegible]
District Magistrate

Cmd
CC

R. D.

7 OCT 81

Financial Department.

No. 2902

From

The Surgeon General with the Govt. dated 19th October 1881.

2491/9

FOR ORDERS.

Sugn with the observations recorded by the Surgeon General and a notification as suggested by him in para 3 of his letter should issue H.S. Constable

The Accountant Cities of the S.D. recognising services under L.F. Bd. & Municl. by Govt. Offs. as duties as qualifying for pension

fwdl 1881 Sept (Rees)

From

The District Magistrate Trichinopoly

To

The Chief Secretary to Government Cotacammd

Dated 13th

Received 15th

CURRENT No. 30 1881.

No. 3151

Enquiring whether para 2 of Government order No 1719 of the 14th September 1881 absolutely prohibit payment of fees to medical subordinates employed in the Municipal and L. F. Board

Await report of the Surgeon General & Accountant General

from Govt. places
all Civil officers
in the Transportation
acct in regular
Govt employ. & they
cannot be given any
special allowances
other than Travg Bs
& Pa. they are entitled
if so employed.

I believe them so
employed, there are
certain special allowances
claimable, & these
are still admitted.

E.H.

CURRENT No. 3059

OFFICE OF ~~SURGEON-GENERAL~~
WITH THE GOVERNMENT OF MADRAS,
Fort St. George, 19th October 1881.

No. 297

From W. R. Cornish L.R.C.S. & Ed.C.
~~THE~~ SURGEON-GENERAL WITH THE
GOVERNMENT OF MADRAS,
Fort St. George,

To
THE CHIEF SECRETARY TO GOVERNMENT,
Financial DEPARTMENT.

2491/8

SIR,

*(Herewith returned as requested)

With reference to your endorsement No 1674 of the 4th October 1881, I have the honor to express my opinion, that the ruling of Government of India in G.O. No 1719 of the 14th September appears to settle the question definitely, that as Government servants, Medical officers whose services are lent to Local Fund Boards and Municipalities, have no claim to special payment for the performance of occasional duties on behalf of Government.

2. My opinion regarding the impolicy of admitting such claims as recorded in letter No 124 of 24th March 1881 (clause 6) embodied in G.O. Financial Department No 1229 of 2 July is.

3. I assume that Government will deem it expedient to notify for general information that special fees for services such as indicated in Mr Atkinson's letter will cease from a prospective date.

I have the honor to be
Sir
Your most Obedt Servant
W. R. Cornish
Surgeon General with the
Govt. of Madras.

those specified in
Mr. Whiteside's letter,
dated 6th October 1881 No
99, referred to the Surgeon
General by Endorse=
ment, dated 11th idem.
Replied to in letter of 19th October 1881
No 297.

11.81

2491
11

To
The Surgeon General
with the Govt. of Bengal's

Draft & Mr.
to Surgeon Genl with the
Govt of Madras

Chester Dun
5.11.81.

1049/111 (File)

OFFICE OF SURGEON-GENERAL
WITH THE GOVERNMENT OF MADRAS,
Fort St. George, 14 November 1881.

CONFIDENTIAL No. 3469

Secretary's Office
15 NOV 81

No. 331

From W. R. Cornish Esqr. F.R.C.S., C.I.E.

~~The~~ SURGEON-GENERAL WITH THE
GOVERNMENT OF MADRAS,
Fort St. George,

To *Under*
THE ~~CHIEF~~ SECRETARY TO GOVERNMENT,
Financial [illegible]TMENT.

2491/12

SIR,

Begine complying with the request con=
=tained in your Official Memorandum No. 1787 of
the 7th Current, I have the honor to solicit the favor
of your forwarding to me for reference Mr. Whiteside's
letter alluded to therein – the same will be returned with
the report called for.

I have the honor to be
Sir
Your most Obedient Servant

W. R. Cornish
Surgeon General
with the Govt of Madras

CR

2491
13

Financial 1881. DEPARTMENT.

From

THE SURGEON-GENERAL WITH THE
GOVERNMENT OF MADRAS,
Fort St. George,

R. D.
5 NOV 81

No.

Dated 14 }
Recd. } November 1881.

CURRENT No. 3169
No. 331

SUBJECT.

Requests that Mr. Whitcombe's letter alluded in your Official Memorandum may be returned for reference

With Order

Fin. Dept. Dy. No. 1872 dated 19/11

Re letter regarding the allowance to Surgeon Whitcombe for attendance on Europeans.

Submitted with the compliments of the Surgeon-General with the Government of Madras.

Dated 19/11/81.

Attd. 4

OFFICE OF SURGEON-GENERAL
WITH THE GOVERNMENT OF MADRAS,
Fort St. George, 188

No. 343

From W. R. Cornish Esq D.P.H.C.S. C.I.E.
~~THE~~ SURGEON-GENERAL WITH THE
GOVERNMENT OF MADRAS,
Fort St. George, 2491/14

To

THE CHIEF SECRETARY TO GOVERNMENT,
Financial DEPARTMENT.

SIR,

With reference to your official memorandum cited in the margin, I have the honor to state for the information of the Right Honorable the Governor in Council, that in the case of Government Medical Subordinates sent to local authorities, towards whose salary the Government pay a contribution, no allowance of any kind is admissible for either casual or stated service rendered to the State. The contribution is regarded as payment in full for any possible service which the Medical Subordinate may be called upon to render to Government.

No. 1784 of 7/10/81.

2. In my letter No. 124 of 24th March 1881 enclosed in G.O. Financial Department No. 229 of 2nd July 1881, I advocated that the contribution should be made in all cases, to avoid the admission of claims of Government Medical Subordinates to remuneration for the performance of occasional duties on behalf of Government.

I have the

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

Wm Cornish
Surgeon General with the
Dist of Madras

2491
15

Financial (1881)

DEPARTMENT.

L. F. Medical

From

THE SURGEON-GENERAL WITH THE
GOVERNMENT OF MADRAS,
Fort St. George,

R. D.
3 NOV 81
No. 345

Dated
Rec'd 23 November 1881.

No.

CURRENT No. 3237

SUBJECT.

States that in the case of Government Medl. Subordinates but to Local Authorities towards whose salary the Government pay a contribution, no allowance of any kind is admissible for other casual or stated service rendered to the State.

No 1961 Dy 5 Dec 81. Letter, endrsd. as 345 Dy. With reference to the subject noted in the margin I have the honor to report for the information of the Right Honorable the Governor in Council, the circumstances under which Medical Subordinates, whose salary is paid wholly or in part by Government are entitled, under rule, to extra remuneration.

2. By para 100 Section V of the Medical Code, a medical subordinate in military employ if called upon to perform a post mortem examination on behalf of the Civil department, is entitled to a fee of 5 Rupees.

3. In like manner if a medical subordinate serving in the civil department is required to render medical aid to members of the military department, such as details of troops, Rest House Superintendents &c his claims to some remuneration has been recognized by Government from time to time, the amount varying with the nature of the duties

CURRENT No. 2614

OFFICE OF SURGEON-GENERAL
WITH THE GOVERNMENT OF MADRAS,
Fort St. George, 6th December 1881.

No. 374

From W. R. Cornish Esqr F.R.C.S. C.I.E.

THE SURGEON-GENERAL WITH THE
GOVERNMENT OF MADRAS,
Fort St. George, 24/91/16

To

THE CHIEF SECRETARY TO GOVERNMENT,
Financial DEPARTMENT.

SIR,

With reference to your official Memorandum noted in the margin, I have the honor to report for the information of the Right Honorable the Governor in Council, the circumstances under which Medical Subordinates, whose salary is paid wholly or in part by Government are entitled, under rule, to extra remuneration.

No 1961 of 5 Dec 81.

2. By para 100 Section V of the Medical Code, a medical subordinate in military employ if called upon to perform a post mortem examination on behalf of the Civil department, is entitled to a fee of 5 Rupees.

3. In like manner if a medical subordinate serving in the civil department is required to render medical aid to members of the military department, such as details of troops, Rest House Superintendents &c his claims to some remuneration has been recognized by Government from time to time, the amount varying with the nature of the duties

duties performed.

4. The principle governing these cases is that one department (military or civil), has no claim on a member of another department to his gratuitous services; but there is no rule under which payment can be claimed for extra duty rendered to the same department. A medical subordinate attached to a military hospital, would have no claim to extra payment for doing extra duty in an emergency with another military hospital; neither can his claim be admitted if he were serving in the Civil department, and rendered occasional extra service to that department in the form of post-mortem exam-
= inations &c

5. In either case he would be en-
= titled to mileage.

6. The case is different with medical Subordinates employed by Municipalities, Local Fund Boards, or other bodies financially independent of Government towards whose salary the Government do not contribute anything. These are re-
= garded for the time being as the private servants of those bodies, and if called upon to perform any duty for Government, have been held to have a claim to remuneration. It is in reference to this class, that I have advocated the advisability of a Government contribution being paid, in order that their claim

9

claim to fees for occasional services may be put a stop to.

I have the honor to be
Sir
Your most Obedt Servant

D. Stevens Secretary
for Lieutenant General
with the Govt of Madras

2491/17

C.D.

Public (1881.) Department.
(Medl)

From

The Surgeon-General with the
Government of Madras,
Fort St. George,

R. D.
7 DEC 81

No. 374

Dated 6th
Reed. 7th } December 188 .

No.

CURRENT No. 2614

Subject.

Report to for the information of the Rt Honble the Govr in Council the circumstances under which Medical Subordinates, whose salary is paid wholly or in part by Govt, are entitled, under rule, to extra remuneration.

Financial Department.

2491/18 10 P.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter.

From The Dist. Supt. of N. Arcot. D. 6th Oct. 81. no 89.
The Dist. Supt of Vizagapatam. D. 13th Oct. 81. no 3157.
The Surgeon Genl with the Govt. of Madras. D. 19th Oct. 81. no 297.
& The same. D. 14th November. 81. no 331.
The same. D. 23rd. November 81. no 345.
The same. D. 6th December. 81. no 374.

Order 21st Dec 1881
No 2491.

The recent decision of the Govt of India recognizing service under L. F. Bd and Municips by medical officers of all ranks as qualifying for pension from Govt places all these officers in the same position as if employed in the regular Civil Medical Department and they cannot claim any special allowances other than those to

which they would be entitled if so employed. All rules to the contrary effect will be regarded as cancelled from the date of this order.

(true extract) Gfh
13/12/81.

Note. (see para 2 of Surgeon Gen's last letter).
The claims of Civil medical subordinates to remuneration if required to render medical aid to the members of the military department, such as details of troops, rest. house Superintendents &c, have been more than once recognized by Govt. In the same way medical subordinates sent to L. F. Bds or Municipalities in future be entitled to similar remuneration under similar circumstances.

Agd. 13/12

1

The addition of these words will, I think, render unnecessary the publication of a Notification in the subject. The following paragraph might perhaps be added

Gen Sec. GSh, 4/12

2. Any qualified Medical Subordinates employed by Govt. in Civil Employ, will be equally admissible in the case of Med. Subs. in L. F. Bds performing the duties of Bd. they are attached

Print all copies
300 copies

To the Surgeon Genl with the Govt of Madras &c

All Presidency & L. F. and Municipal Boards. 25
Accountant General 6
Board of Revenue 13

14 Aug

2491/19

Medical Officers sent to L. F. Boards & Municipalities -

Govt. of {188} Madras.

Dated
Recd. } 188 , No.

Nos.

2491/20

Dist as
attend
8/8/1
17/1/12

M15/12 R17-12

Govt. of 1881 Madras.

Finl

Dossier

DISPOSED OF

21 DEC 81

BY G.O. No. 2491.

(20)

1944
C7

Ltd and Municl. heads C.

Intimating that the recent decision of the G.I. recognizing service under L.B.s & Municipalities by head. offrs of all ranks as qualifying for pension from Govt, places all these offrs in the same position as if employed in the regular Civil head. Dept; & that they cannot claim any Dept allowces other than those to which they would be ~~entitled~~ entitled if so employed.