

[$\frac{F}{24}$]
1,000-25-7-99

Financial (1895) Department.

ORDINARY MS.

G.O., No. 88

DATED 30th Jan'y 1895.

4/5

[Despatch Abstract.]

EXCHANGE COMPENSATION ALLOWANCE.--

Requesting the Inspector General of Prisons to ascertain and report how Mr. Gadsden was employed in Australia in 1878-79, and permitting Mr. Rowlandson, Registrar of the Diocese, to draw--.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
524/85-10217/837-3-55							
1969/85							
3837/88							

No. 1856.

GOVERNMENT OF INDIA.

FINANCE AND COMMERCE DEPARTMENT.

Calcutta, the 10th January 1898.



To
The Chief Secretary to the
Government of Madras.

Sir,

With reference to the correspondence ending with your letter No. 963, dated the 7th November 1894, I am directed to enquire how the officer, whose claim to exchange Compensation Allowance was referred to the Government of India in your letter No. 692, dated 20th September 1894, was employed in Australia in 1870.

2. As regards the officer whose name is stated in paragraph 2 of your letter of the 7th November 1894, I am to state that his domicile of origin was English Indian. But by being entitled to

In Garrison

Refund

15 September 1898

London firm of Solicitors at the
age of 21 and enrolled as a solicitor
in England at the age of 24 he
acquired an English domicile, and
the explanation to Section 10 of the
Indian Succession Act prevents
the loss of that domicile.

I have the honour to be,
Sir,

Your most obedient servant,

Alfauble
Off. Deputy Secretary to the Gov. of India.

962/3: 7-11-94
 681/2: 4-9-94
 371/2: 9-5-94
 2: 4-1-94
 1254: 9-12-93
 1174: 22-11-93

From
 the govt of India
 (Fin + Com.)

no. 185 ex.

Dated 10.1.95
 Recd 14.1.95
 Regd 16.1.95

Subject:

Enquiring how the officer claiming
 Ex. com. allowance, refd to in the
 govt letter no. 682 dt 4th Sep 94 was
 employed in Australia in 1878-79
 & stating that the domicile of
 origin in re: to the officer men-
 tioned in para 2 of the letter dt
 7th Nov 1894.

[G.]
 24
 218-14-11-94

Financial DEPARTMENT.

Papers to be read in Proceedings:—

Again G.O., dated 4-9-1894, No. 681/2
 Again G.O., dated 7-11-1894, No. 962/3.
 Current No. of 189 , dated from

Current No. 95 of 1895, dated 10. Jan from The S. of I.

ORDER. 30 Jan 1895 No 88

to
 27 Jan

NO
 20/1/95

28
 25/1

With reference to para: 1 of the
 foregoing letter, the I. G. of Prisons
 will be requested to ascertain &
 report how Mr. Gadsden was employed
 in Australia in 1878-9.

2. Under the decision in para:
 2 of the above letter Mr. Rowlandson,
 Registrar of the Diocese, will be
 permitted to draw Ex. Comps. Allowance

CB
 16/1

16/1

I. G. Prisons (G.O. 7 as far as concerns Mr. G.
 + para 1 of C. No 95 + of order)

Registrar of Diocese } G.O. 962/3 = P. 60 far as
 Accd. Genl } concerns Mr. R. C. No 95
 para 2 + order para 2

Note From para 2 of Mr. Gadsden's letter
 of 10. July 1894 marked with a slip in
 681/2 it would appear that he was
 4.9.94 not employed in Australia at
 all, but it seems best to make the

Exchange Commission

Memorandum

Gadadur

Handwritten notes

S.D. 648/9
27.8.94

Handwritten notes: *Handwritten notes, possibly 'Dated' and '29/1'*

the drawing of Ex. Comp.

point quite clear before replying to India.

The S.D. appears to have given Mr. Rowlandson the benefit of the doubt. Mr. R came back to India in 1873, the year following his enrolment as a Solicitor. If the fact that he was enrolled as a Solicitor in England altered his domicile of origin, then apparently the Anglo-Indian Medical Officers who entered the medical profession in England & like Mr. Rowlandson, returned to India almost immediately afterwards, also changed their domiciles of origin. ^{under} the same reasoning Indians who go to England and qualify for the Bar ^{& return to India} acquire an English domicile. It is thought that the S.D. ruling, though fair to Mr. Rowlandson so far as Ex. Comp. is concerned, is not legally correct. It seems a pity that the S.D. will not drop the "domicile" test which makes it rather a matter of chance accident. *Handwritten notes: Marginal notes, possibly 'S.D.' and 'Ex. Comp.'*

C.S. 187. Possibly it will be dropped in the revised rules.

When given for copying
When copied
When examined
When signed

189

READ AGAIN G.O., No. 189 DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DFTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.

N.B. -
A = Copy in full.
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