[Finl. / 6.]
100—24-8-97.

Financial (1898) Department.

ORDINARY MS.

G.O., No.s 1055-56

DATED 14th Nov 98.

19/11

[Despatch Abstract.]

Addressing the Govt on the Question whether there is any reason to Construe art 89 of the C.S.R. so as to render deputation allowance under that article inadmissible to officers placed on special duty in Connection with the plague.

PRINTED IN G.O., dated
Financial
11 February 1899. No. 218

T 15/11/99

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cir 0 261/98-2b							

1 971/98 Loc mis 3

Public (1898) Department.

CURRENT No. 3009

C.S.

This may, if it is subd. be referred to L+M (Plague) u.o. in remarks.

Cmd 27.9.98 Very well.

Order
To the L+M Dept (Plague) (U.O.) 26/9/98.

CHIEF SECRETARY 21. SEP. 1898 GOVERNMENT OF MADRAS

From The Accountant General Madras

No. 4360.

Dated 19 September 1898

Received 21 "

Registered 22 "

Enclosures —

Spare copies —

SUBJECT.

Soliciting that the orders of G.I. on the admissibility under art 98, J deputation allowance to certain officers may be obtained.

BACK PAPERS.

G.O.	No.	Department.	Date.
971 P			
1140 Legis	1130	Pub.	3-9-98
1153 P	971	Plague	1-9-98
1200 P.	990	Pub.	3-8-98
1157 Legis	917-8	"	16-7-98
1525 L—	758-9	"	14-6-98
1506 L—	520	"	6-5-97
368 L—			
238 Legis	209	"	2-3-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT No. 3009.

Gazetted audit

DEPARTMENT. Print

FORT ST. GEORGE,
Accountant-General's Office,
19th September 1898.

No. 4360

From

Y. Hesketh Bigge Esqr.,
ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS.

To

THE Chief Secretary to Government,
Public Department.

SIR,

B

With reference to Public Department No. 1130 dated the 3rd instant and Local and Municipal Department No. 971 dated 1st idem appointing Messrs Hammick, J. T. Lever and G. Gabriel on Special duty in connection with plague and allowing them the maximum deputation allowance under Article 98 of the Civil Service Regulations, I have the honour to point out that in the case of Medical officers employed on Plague duty, the Government of India has applied Article 101. It is doubtful therefore, if deputation allowance is admissible under Article 98 to other officers on Plague duty.

Government of India
Home Department
No: 7 Sanv: dated 20 Feb 97. (640-649) {Rs 209 D 2-3-97}
and
No: 12 Sanv: (1215-1224) dated 7 April 97 {Rs 520 C 6-5-97}

I have the honour therefore to solicit that the orders of the Government of India on the point may be obtained. I have ascertained from the Accountant General, Bombay that deputation allowance in that Presidency is passed to all officers under Article 108 only.

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

W.T. Dawson
for Accountant General.

M.W. 19/9/

L. & M.
100-25-3-98.

C 27.X.98.
27.X.98

Sent print

NOTE FOR THE Secretary

Article 104 of the C.S. Regulations sanctions the grant of the following allowances to officers deputed to another Presidency for famine work—

(i) Asst Engineer, P.W. Dept — Rs 75 a month
(ii) Superior overseer — 60 "
(iii) Suboverseer — 25 "
(iv) Military officers transferred from Regimental or purely military duty
(a) if of more than 5 years' service — 200 "
(b) if of not more than 5 years' service — 200 "
(iii) Every other officer — Rs 5 a day

2. Officers of the Indian Medical Service in Civil employ have been declared eligible to the rate of Rs 5-a day, whether they are deputed to plague duty in their own Presidency or another— vide

D. G.O. 209 Public dy 2-3-97
C. G.O. 520 Public dy 6-5-97
F. G.O. 990 Public dy 3-8-98.

3. In the Resolutions of the Govt of India printed in

G. G.O. No 2387 L dy 8-12-97
H. G.O. No 1506 L. dy 17-8-98.

the following concessions have been sanctioned to "officers employed

On

x declared applicable to medical officers only
⊗ extended to plague duty also

"on duties connected with famine relief or the plague"

(i) To officers employed for a period of not less than four months –

(a) either one months' extra privilege leave
(b) or full pay in stead of half pay for the first two months of furlough or other leave on half pay.

(ii) To officers employed for a period of not less than ten months –

(a) either 2 months' extra privilege leave,
(b) or full pay instead of half pay for the first 4 months of furlough or other leave on half pay –

These concessions are not admissible to any officer

(a) whose duty in connection with famine or plague has not, in the opinion of the local Govt, been so unusually arduous as to render him deserving of them, or

(b) who has been specially appointed to such duty and has been remunerated during the performance of it by special salary or allowances.

4. In para 4 of the F.D. letter printed in G.O. No 1133 S. dy 23-9-98 it is stated that the existing "orders provide adequately for the remuneration of all officers wholly employed on plague

don't print

3

plague duty, and the concessions in regard to leave (quoted above) afford, in the opinion of the Govt of India, a suitable reward in the case of officers of the higher grades of the services employed on plague work in addition to their ordinary duties. There is no doubt that the Govt of India refer in the first part of this extract to article 101 of the Civil Service Regulations and the orders regarding its interpretation and application. And the Advocate Says that he has ascertained from the A.G. Bombay that deputation allowance in that Presidency is passed to all officers under article 101 only. The following table compares the allowances admissible under articles 98 and 101.

Name of officer.	Pay	allowance under art 98	allowance – art 101.	difference
Mr. Hammick	2,500	300	150	– 150
Mr. Lever	400	80	150	+ 70
Mr. Fabian	250	50	150	+ 100

In the case of Mr. Hammick, he fills a temporary appointment specially

specially created, viz Plague Commissioner, and a definite salary may be attached to the appointment.

A summary of the orders passed by the G. I. on the subject of plague allowances will be found at pages 391-400 of Aitchison, Vol I.

Secy
4/10/98

To Public. u.o.

The orders quoted by the A. G. refer only to medical officers, & I know of no authority for extending the rule Art. 101 Concession to others.

The allowances under Art. 98 seem more reasonable in themselves.

The secret of either allowance is that its receipt bars the local concession.

H. T.
4.10.98.

C.S.

Submitted that in order to save any question as to deputation allowance it would be best to create temporary appts with fixed pay in all such cases as those dealt with in the A.G.'s letter; the pay being fixed so as to give officers their ordinary salary & a fair deputation allowance. Perhaps A.G. may be consulted vide ante Cl. 3 & 4 of 94 as to the proposal.

Secret print

GOVERNMENT OF MADRAS * CHIEF SECRETARY * 17 OCT. 1898

Yes.

No. 2170 d 8. 10. 98.

H. G. u.o.

Public Dept

Un official Note

In the case of famine, separate appointments as proposed above, not made either in Bengal or Madras and their creation seems contrary to the general policy of the Government of India in regard to Famine and Plague appointments. It would be best to refer the question to the Government of India.

W. H. Dawson
13-10-98. Govt. A. G.

Rec'd 17 & Rep'd 20 Oct. 98

CS.

(As stated by the Ag.) It would perhaps be best to refer to India the question raised by him, but [illegible] this Govt. appears to be acting within its powers in placing members of the I.C.S. & the Provincial Service employed on plague duties either (1) on special duty or (2) in temporary appointments subject to the provisions of articles 94 to 99 of the C.S.R. The Ag. does not appear to be correct in stating that separate (temporary) appts were not made in the case of famine in the Madras Presidency. Mr. Buckley's appt as Famine Secretary to the Board was a temporary appt. (vide G.O. No. 333 Public 24.3.97) and Mr. Le Fanu's appt, although on the pay of an acting Member of the Board was really a temporary appt.

H.M.

Govt 29.7.98

I think the general question as to the rate which Govt. be adopted for calculating

[illegible]

Govt 26/10/98.

G.O. No. 536 Pub. 7/8. May 1899.

c 31.8.98
R 21.10.98

Local print

I don't follow this order. Art 101 applies only to the case of an officer from another presidency or province — How can it be applied to (say) Mr. Lever? And why, by the way, should Mr. Lever get a bonus because employed as a D.C. in one capacity rather than in another?

HM
27/10/98

Ibid. Not known any Police had got any increase — If they are brought into direct contact with plague, however, as no doubt they are, it is only reasonable that they should get an increase — Similarly with the Plague Govt. — He has a "decided increase of work & responsibility" (v. art 98). But Mr. Lever's case is that, being a D.C., he is employed on different duty, viz. on patrolling the Bellary frontier (for which he gets T.A.) instead of sitting in an office. His station, even, has not been changed. Suppose that H.E. passed the order granting Mr. Lever deputation allce — But the order should have come to me, not to H.E. who is not in charge of

the rate of allowances which Govt. be granted to Police Officers Govt. be suspended to India. The question has much trouble with very unsatisfactory results (as they are) in Famine. The wide rule which will cover cases as wide apart as those of the Plague Commissioners and a Mr. Constable deputed on Plague duty will have to be framed. As the whole the scale of allowances under Art. 98. of the C.S.R. seems the best fair. but it will I fear be necessary to get rid of the time limit to the sanctions given under those regulations.

Govt 26/10/98.

My remarks are written on the supposition that the allowances will be granted in the same way in the case of the Plague Commr. Deputy-Collectors & the Police. I do not see why they should be granted

C5/11
A 3/11
A 4/11
A 5/11

however. As they have been granted and if they are to be granted the question raised in the papers is how it is to be done. It has been proposed to grant them as deputation allowances but the applicability of these rules in principle is perhaps questionable. Hence I proposed to refer the question to India.

27.10.98.

Sm. Int. Annexed.
A.S. The Govt.

31/10/98.

either the Govt or Public Dept
I can't recollect that I in anyway
authorized the grant. Now, however,
that the grant has been made
it must stand. Art 98 seems
to fit the case & I can't
see why any ref^ce should be made
to India.

KS
31/10/98

It seems to me that
Art. 98 can be applied by
Govt in its discretion.
But if the A.G. presses for
reference to Govt of India on any
matter is not Govt bound
to make it. See Art 1633
C.A.C. Vol II.

AA 3.11.98

Let the question be referred to the Govt of India,
by the return of the Acct. Genl visits.

7.11.98

5/11/98

11/11/98.

The letter noted in 3009

3009/98

don't print

8-10-98

Public (1898) Department.

CURRENT No. 3487

Good

Linked mah 5/11/98

Link this with C. No. 3009 Public when it returns from circ. It was marked to H.S.

Order ½ CS. 6 day

Cmb 4.11.98

RECEIVED GOVERNMENT OF MADRAS SECRETARIAT -2 NOV. 1898

From The Accountant General, Madras

No. 4838

Dated 31st October 1898.

Received } 2 Nov. 1898
Registered }

Enclosures

Spare copies

SUBJECT.

Informing that the claim of Deputation allowance by Mr Hammick at Rs 10/- per diem from 8th September 1898 has been paid and held under objection pending the orders of the Government of India

Ref 5.55 Para

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT NO. 3487

Gazetted Audits

DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
31st October 1898.

Print

No. 4838

28

From

T. Weskett Biggs Esquire

ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To

THE Chief Secretary to Government
Public Department

SIR,

Cvo. 3009/98
Civil Secretariat Fort St. G.
3.11.98

In continuation of my letter No. 4360 dated 19th September '98, I have the honour to inform you that Mr Hammick has claimed deputation Allowance at Rs 10 per diem from 8th September '98 and that the allowance has been paid by this office and held under objection pending receipt of orders of the Government of India on the Subject.

I have the honour to be
Sir
Your most Obedient Servant

W. T. Dawson
for Accountant-General

31/10

[G. / L24]
1,000—11-10-98.

Public Trl Department.

C. No. 3009 Pattié From the Acct. Genl, No 4360, dated 19-9-1898.
„ 3487 „ „ Acct Genl, „ 4838, „ 31.10 1898.
„ „ „ „ „ „ 189
„ „ „ „ „ „ 189

C.S.
To receive:
Order. No. 1055, dt 14-11-98
The Govt. of India will be addressed
C.S. 11.11.98
No. 1056.
Letter. to the Secy to the Govt. of India Dept. Finance & Commerce

Do. d with the Cue. 15/11/98

Ack'g d both / Recd d 15/11/98 copied 16/11/98

Note. This appears to be the correct Dept. No interpretation of the rules is asked for
C.S.

If Govt. is going to issue a circular as called for, I shall think Sir, it will be addressed to the Govt. of India in the Finance Dept. with copy of C.No. 3009

If there is any reason to construe Art. 98 of the C.S.R. to include under deputation allowance under the Art. inadmissible

I am directed to request the early orders of the Govt. of India on the question whether ~~deputation allowance under article 98 of the C.S.R. is~~ admissible to officers placed on special duty in connection with the plague. This Govt. has recently granted such

allowances to W. M. Hamnett I.C.S and to the Deputy Collectors who has been appointed Plague Commissioner and to the Deputy Collectors specially appointed to plague duty, but the Accountant (vide copy of his letter No. 4360 of 19th Sept. 1898 enclosed) considers that, as in the case of medical officers, article 101 should be applied.

Clerk. 11.XI.98

(From Orders)

Secretary.

Read by I on 24/11/98.

When given for copying ____
When copied ____
When examined ____ } 189
When signed ____

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

N.B.—
A = Copy in full.
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