

Financial (189 F) Department.

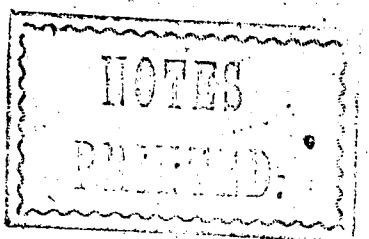
ORDINARY PRINTED.

G.O., No. 1119

DATED 25-11-92

INDEXED.

20/20



[Despatch Abstract.]

Exchange Compensation Allowance

Stating that the Medical Officers appointed by the Secy of State for plague duty are not entitled to draw —

25-11-92

BACK PAPERS

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
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3564	98	1190					
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Government {1898} of Madras. FINANCIAL.

Recd.

Enclosures

Regd.

1898.

Spare copies

G.O., No. 1119, 25th November 1898.

N P

NOVEMBER.

Exchange Compensation Allowance.

Stating that the medical officers appointed by the Secretary of State for plague duty are not entitled to draw —.

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

READ—the following papers:—

From the Surgeon-General with the Government of Madras, dated 31st October 1898, No. 434.

ABSTRACT.—Submitting an application for exchange compensation allowance received from Dr. F. V. O. Beit, Medical officer on plague duty.

From the Surgeon-General with the Government of Madras, dated 21st November 1898, No. 482.

ABSTRACT.—Submitting application for exchange compensation allowance from Dr. C. Seymour Langley, Medical officer on plague duty, Arkonam.

ORDER—No. 1119, Financial, dated 25th November 1898.

Medical officers appointed by the Secretary of State for plague duty fall under Rule V (a)* of the rules contained in G.O., No. 491, Financial, dated 24th June 1897, and are therefore not entitled to draw exchange compensation allowance.

* V. Exchange compensation allowance is not admissible to—
“(a) Persons temporarily appointed to the service of Government for a specified duty only upon allowances definitely fixed for the particular case.”

(True Extract.)

G. STOKES,
Chief Secretary.

To the Surgeon-General.
„ Accountant-General.
„ Public Department.

Exd. Shaik Karim.

NOTES CONNECTED WITH G.O., No. 1119, FINANCIAL, DATED
25TH NOVEMBER 1898.

FINANCIAL DEPARTMENT.

[SUBJECT.—*Exchange Compensation Allowance.*]

From the Surgeon-General, No. 434, dated 31st October 1898.

Rule V (b) of the rules for the grants of exchange compensation allowance contained in G.O., No. 491, Financial, dated 24th June 1897, states that exchange compensation allowance is not admissible to persons serving under a contract in which their allowances are definitely fixed, which is not preliminary to employment in one of the regular services of the Government, and five years of service under which have not elapsed.

2. In the Government of India resolution in G.O., No. 765, Financial, dated 3rd September 1898, it was explained that this clause relates only to persons appointed under written contracts in India and that a European so appointed in England is entitled to exchange compensation allowance if his salary is not fixed in sterling, and there is nothing in his agreement to exclude him from the allowance.

3. Rule V (a) of the rules states that persons temporarily appointed to the service of Government for a specified duty only, upon allowances definitely fixed for the particular case, are not eligible for exchange compensation allowance.

4. The current noted above contains an application for exchange compensation from Dr. Beit, one of the doctors sent out from England for plague duty, and the point for decision is whether the case falls under rule V (a) or rule V (b). If it falls under the latter rule Dr. Beit seems to be eligible for the allowance, as there is nothing in his agreement to exclude him and as his salary is not fixed in sterling. It seems, however, to be clear that the plague doctors fall under rule V (a) and that they are not entitled to the allowance.

5. Perhaps the views of the Accountant-General might be obtained unofficially. The point seems clear however.

C. M. SCHMIDT.
16-11-98.

To Public u.o.

PUBLIC DEPARTMENT.

This is, as far as I know, the first application of its kind. It seems clear that it was never intended to give these temporary doctors exchange compensation, but as pointed out above the case may be held to fall under rule V (b) in which case these doctors would apparently be eligible. Dr. Beit is probably leaving the service of Government this month, but it is desirable that the question should now be definitely

settled, as the other doctors may make similar claims. Moreover, if the Accountant-General holds that Dr. Beit is at present eligible, it will be advisable to wire to the Government of India in order that, in the agreement to be entered into with the fresh lot of doctors now indented for, exchange compensation may be specifically excluded.

A. R. KNAPP.
17-11-98.

To Financial u.o.

FINANCIAL DEPARTMENT.

I do not see how rule V (b) can apply.

G. STOKES.
17-11-98.

To Accountant-General u.o.

ACCOUNTANT-GENERAL'S OFFICE.

Dr. Beit has already been refused exchange compensation by my office. I am of opinion that the plague doctors come under rule V (a) and are not entitled to exchange compensation.

To Chief Secretary.

T. HESKETH BIGGS.
19-11-98.

FINANCIAL DEPARTMENT.

H.M.

G. STOKES.

I agree. Rule V (a) applies, and exchange compensation is inadmissible.

A. T. A[RUNDEL].
22-11-98.

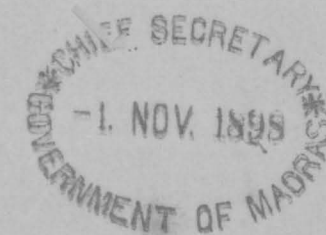
Note—

Letter No. 482, from the Surgeon-General, dated 21st November 1898, was received while the former paper was in circulation. It is a similar case.

C.M.S.
24-11-98.

Financial (1898) Department.

CURRENT No. 3099



1 abak

From

Surgeon General, Secretary
C.S., J.A.C. P. D.
Surgeon General, Government of Madras

No. 434

Order

Dated 31st October 1898.

Received 1 Nov

Registered 2 Nov

Enclosures 2

Spare copies abstract

SUBJECT.

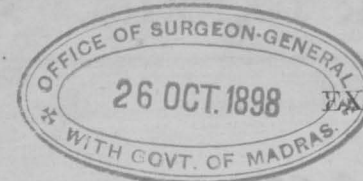
Submitting an application
for exchange compensation
allowance received
from Dr. F. V. O. Beit
Medical Officer on Plague
etc

BACK PAPERS.

G.O.	No.	Department.	Date.
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4917	24-6-97	"	

FURTHER PAPERS.

G.O.	No.	Department.	Date.



EXCHANGE COMPENSATION ALLOWANCE.

Questions to be answered by—

- Officers claiming the allowance who were appointed in England.
- Those appointed in India prior to 1st April 1897, who have not been admitted to the allowance under the rules in force previous to that date.
- Those who, having previously been appointed in India and admitted to the allowance under the rules in force prior to 1st April 1897, obtain an increase of salary after that date, and claim a continuance of the allowance.

Name of claimant Francis Victor Owen Pet

Office Medical Officer in charge of Plague Camps Jalarpet.

Questions.	Answers.
1. Were you born and are you domiciled within the dominions of Her Majesty in India of parents habitually resident in India and not established there for temporary purpose only?	No
2. Are you a European?	Yes
3. Of what nationality was your father?	British
4. Of what nationality was your mother?	British.
5. In what country were they married and when?	Wales about 1854.
6. In what country were you born and when?	England 14 th August 1874
7. In what country or countries were you educated and for how long in each?	In England only until 1897.
8. In what country or countries did you reside before appointment to the service of Government and for how long in each?	In England only.
<p>NOTE.—If appointed in England and No. 2 is answered in the affirmative, questions 9 to 17 need not be replied to.</p>	
9. In what country was your father born?	

Questions.	Answers.
10. In what country or countries was he educated and for how long in each?	
11. In what country or countries, and for how long, did he reside—	
(i) before you were born?	
(ii) since your birth to the present time?	
12. If he was ever in India, state—	
(i) when?	
(ii) for how long?	
(iii) in what capacity?	
(iv) (a) how often did he leave this country?	
(b) when?	
(c) for how long?	
(d) in what capacity?	
(e) in what countries did he reside during the periods of absence?	
13. If your father is dead, state in what country he died and when?	

Questions.	Answers.
14. In what country or countries, and for how long, did your mother reside?	
(i) before you were born?	
(ii) since your birth to the present time?	
15. If she was ever in India, state—	
(i) when?	
(ii) for how long?	
(iii) in what capacity?	
(iv) (a) how often did she leave this country?	
(b) when?	
(c) for how long?	
(d) in what capacity?	
(e) in what countries did she reside during the periods of absence?	
16. If your mother is dead, state in what country she died and when?	

If your father is living, these questions need not be replied to.

Questions.	Answers.
17. If not born in India, how did you come to be in that country on appointment to the service of Government, and when did you arrive in India?	
18. To what office, service, or department were you first appointed and when?	<i>Acting District Medical & Sanitary Officer - S. Arcot. March 1898.</i>
19. Are you still serving in the same office and department? If not, give the names of the departments and offices in which you have since served and in which you are now serving with dates.	<i>Transferred thence to Jalarpet on plague duty August 1898.</i>
NOTE.—In cases in which complete information for questions 18 and 19 is obtainable from the History of services of Gazetted officers, a reference to the page and date of that publication will suffice.	
20. Is your present appointment permanent?	<i>No</i>
21. If your present appointment is not permanent—	
(i) is it for a specified duty only?	<i>Plague & General duty</i>
(ii) under what regulation or authority are your allowances fixed?	
22. If appointed by <u>contract</u> agreement, please forward your <u>contract</u> agreement for inspection.	<i>Forwarded herewith</i>
23. Is your appointment under your <u>contract</u> agreement preliminary to employment in one of the regular services of Government?	<i>No</i>
NOTE.—If your answer to this question be in the affirmative please adduce proof of your statement.	
24. If not a member of any regular service, but employed in a professional capacity, are you debarred from the private exercise of your profession? Quote the rule so debarring you.	<i>No</i>

Questions.	Answers.
25. Is any portion of your salary fixed in sterling? If so—	<i>No</i>
(i) how much?	<i>None</i>
(ii) at what rate of exchange is it convertible into Indian Currency? and	
(iii) under what rule?	
26. Have you been specially permitted to count any deputation allowance as salary for the purpose of calculating your leave allowances? If so, please give a reference to the authority.	
27. State your grounds, and quote any authority you may be able to refer to for holding—	
(i) that European qualifications are held by the Government of India to be indispensable for the office to which you have been appointed;	<i>The fact that ten European medical men were specially entertained at the same time</i>
or	<i>on my grounds for supposing that European qualifications are indispensable.</i>
(ii) (a) that a proportion of Europeans is held by the Government of India to be indispensable in the Service to which you belong; and	
(b) that you were appointed as a European for the purpose of maintaining that proportion.	

I certify on honour that the foregoing answers are quite correct.

STATION, *Jalarpet*
Date *18/10* 189*8*.

Frank Beih
Signature of claimant.

Salat 21st February 1898

Dr J. V. G. Bell.

Agreement-

for

temporary plaque and

General duty

Legal Adviser

India Office

1898
File Dept.
Enclos. No. 1
To
O. No. 3099

Memorandum of Agreement,
made the twenty first day of February
one thousand eight hundred and
ninety eight Between Francis Victor
Owen Bent Esquire of the Elin
Thatcham Berkshire of the first part
and the secretary of state for India
in council of the second part.

Whereas the secretary of state for
India in council has appointed the
party of the first part to proceed to
India on temporary plague and general
duty for the period of three months at
least from the date of his departure
for Madras upon the terms and
conditions hereinafter mentioned.

Now these Presents witness and it is
hereby agreed and declared as follows

- 1 The party of the first part will as soon
as he may be directed, proceed to
Madras for which purpose he will
be provided with a first class return
passage and be allowed the sum of

of Twenty five pounds as outfit allowance.

2. On arriving in Madras he will forthwith report himself to the Surgeon General to the Government of Madras, and will thenceforth faithfully discharge such duties as the Government of Madras or the Government of India or the Superior Medical Officers of those Governments shall from time to time assign to or require of him.

3. From the date of his departure for Madras and so long as he shall remain in the said service in India he shall receive a monthly salary at the rate of Five hundred rupees per Calendar month. Provided always that if at the expiration of his service in India he shall when required leave

Madras for England direct, his salary shall be continued up to the date of his arrival in England.

Should he not return home direct his salary shall be paid up to sixteen days after leaving Madras

In addition to his salary he will receive travelling allowances for journeys in India on duty at the rate allowed to Civil Surgeons in India by the Government regulations.

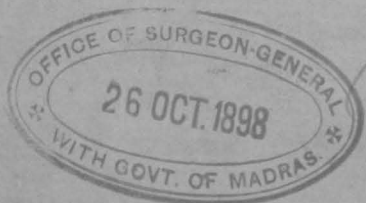
4. If the party of the first part will continue in the service of Government as aforesaid until the expiration of the period of three months at least and until such service shall be terminated by a fifteen day notice in writing signed on behalf of the Government. At the expiration of which notice his employment in India shall cease and he shall thereupon forthwith return to England. Should the Government require his services after the expiration of nine months from the date of his embarkation for Madras as aforesaid he the party of the first part agrees to continue to serve Government under these presents subject to such terms as to salary or otherwise as may be agreed upon between him and the Government.

5. Any payments made in England under these presents shall be calculated at the official rate of exchange for the time being.

In witness whereof the party of the
first part and Sir James Brathwaite
Peile K.C.S.I. and Sir Stuart Colin
Bayley K.C.S.I. being two Members of
the Council of India have hereunto
set their hands the day and year
first above written.

Signed by the party of the
first part in the presence of
(Sd) W. H. Trevellick
India Office

Signed by the said two members
of the Council of India
in the presence of
(Sd) J. Peile
C.S. Bailey
(Sd) W. H. Trevellick
India Office



(True Copy)

Frank Peile

Jallanpet
24. 10. 98

1898
File
Encls. No. 2
To
O. No. 3099

[35]

CURRENT No. 3099

No. 434

OFFICE OF THE SURGEON-GENERAL

WITH THE GOVERNMENT OF MADRAS,

31st October 1898

To

THE HON'BLE THE CHIEF SECRETARY TO GOVERNMENT

Financial DEPARTMENT.

Forwarded with reference to G.O.

F R. No 970. Public, dated the 17th September
1898.

P. S. S. S. S.

Surgeon General.

Surgeon-General
with the Govt. of Madras.

Sd

Financial (1898) Department.

CURRENT No. 3413



From Surgeon General
C. S. Thorpe Esq. F.R.C.S.
Surgeon-General
with the Govt. of Madras.

Order

No. 482

Dated 21st Nov. 98
Received 21st Nov. 98
Registered 22nd "
Enclosures 2
Spare copies 2

abstract
SUBJECT,

Submit application for
Exchange Compensation allowance
from Mr. C. Seymour Langley
Medical Officer on Plague duty
Barkham.

BACK PAPERS.

G.O.	No.	Department.	Date

FURTHER PAPERS.

G.O.	No.	Department.	Date.

EXCHANGE COMPENSATION ALLOWANCE.

Questions to be answered by—

- (i) Officers claiming the allowance who were appointed in England.
- (ii) Those appointed in India prior to 1st April 1897, who have not been admitted to the allowance under the rules in force previous to that date.
- (iii) Those who, having previously been appointed in India and admitted to the allowance under the rules in force prior to 1st April 1897, obtain an increase of salary after that date, and claim a continuance of the allowance.

Name of claimant Charles Symon Langley
Office Plague Camp, Arkham

Questions.	Answers.
1. Were you born and are you domiciled within the dominions of Her Majesty in India of parents habitually resident in India and not established there for temporary purpose only?	ho
2. Are you a European?	yes
3. Of what nationality was your father?	Irish
4. Of what nationality was your mother?	Irish
5. In what country were they married and when?	Ireland. 1855
6. In what country were you born and when?	Ireland 1868
7. In what country or countries were you educated and for how long in each?	Ireland
8. In what country or countries did you reside before appointment to the service of Government and for how long in each?	Ireland 23 yrs. Scotland 1 yr England 6 yrs
9. In what country was your father born?	Ireland

NOTE.—If appointed in England and No. 2 is answered in the affirmative, questions 9 to 17 need not be replied to.

Questions.	Answers.
10. In what country or countries was he educated and for how long in each?	
11. In what country or countries, and for how long, did he reside—	
(i) before you were born?	
(ii) since your birth to the present time?	
12. If he was ever in India, state—	
(i) when?	
(ii) for how long?	
(iii) in what capacity?	
(iv) (a) how often did he leave this country?	
(b) when?	
(c) for how long?	
(d) in what capacity?	
(e) in what countries did he reside during the periods of absence?	
13. If your father is dead, state in what country he died and when?	

Questions.	Answers.
14. In what country or countries, and for how long, did your mother reside?	
(i) before you were born?	
(ii) since your birth to the present time?	
15. If she was ever in India, state—	
(i) when?	
(ii) for how long?	
(iii) in what capacity?	
(iv) (a) how often did she leave this country?	
(b) when?	
(c) for how long?	
(d) in what capacity?	
(e) in what countries did she reside during the periods of absence?	
16. If your mother is dead, state in what country she died and when?	

If your father is living, these questions need not be replied to.

Questions.	Answers.
17. If not born in India, how did you come to be in that country on appointment to the service of Government, and when did you arrive in India?	
18. To what office, service, or department were you first appointed and when?	Medical. 25/2/98
19. Are you still serving in the same office and department? If not, give the names of the departments and offices in which you have since served and in which you are now serving with dates.	yes
NOTE.—In cases in which complete information for questions 18 and 19 is obtainable from the History of services of Gazetted officers, a reference to the page and date of that publication will suffice.	
20. Is your present appointment permanent?	no
21. If your present appointment is not permanent—	no
(i) is it for a specified duty only?	
(ii) under what regulation or authority are your allowances fixed?	Contract with Govt
22. If appointed by <u>contract agreement</u> , please forward your <u>contract agreement</u> for inspection.	I enclosed
23. Is your appointment under your <u>contract agreement</u> preliminary to employment in one of the regular services of Government?	no
NOTE.—If your answer to this question be in the affirmative please adduce proof of your statement.	
24. If not a member of any regular service, but employed in a professional capacity, are you debarred from the private exercise of your profession? Quote the rule so debaring you.	no

Questions.	Answers.
25. Is any portion of your salary fixed in sterling? If so—	no
(i) how much?	
(ii) at what rate of exchange is it convertible into Indian Currency? and	
(iii) under what rule?	
26. Have you been specially permitted to count any deputation allowance as salary for the purpose of calculating your leave allowances? If so, please give a reference to the authority.	no
27. State your grounds, and quote any authority you may be able to refer to for holding—	
(i) that European qualifications are held by the Government of India to be indispensable for the office to which you have been appointed;	
or	
(ii) (a) that a proportion of Europeans is held by the Government of India to be indispensable in the <u>Service</u> to which you belong; <u>Department</u> and	
(b) that you were appointed as a European for the purpose of maintaining that proportion.	

I certify on honour that the foregoing answers are quite correct.

STATION, Pulhonom

Date Nov 8th 1898

Clayton Langley
Signature of claimant.

Memorandum of Agreement made
the Twenty second day of February - One
Thousand eight hundred and ninety eight
between Charles Seymour Langley, L.R.C.P., L.R.C.
of Kilworth County Cork Ireland of the
first part and The Secretary of State for
India in Council of the second part.

Whereas the Secretary of State for India
in Council has appointed the party of the
first part to proceed to India on temporary
plague and general duty for the period of
three months at least from the date of
his departure for Madras upon the terms
and conditions hereinafter mentioned.
Now these presents witness and it is hereby
agreed and declared as follows:—

1. The party of the first part will,
as soon as he may be directed, proceed
to Madras for which purpose he will be
provided with a first class return passage
and be allowed the sum of Twenty five

1898
Finl Dept.
Enclos. No. 1
To
O. No. 3413

pounds as outfit allowance

2. On arriving in Madras he will forthwith report himself to the Surgeon General to the Government of Madras and will thenceforth faithfully discharge such duties as the Government of Madras or the Government of India or the Superior Medical officers of those Governments shall from time to time assign to or require of him.

3. From the date of his departure for Madras and so long as he shall remain in the said service in India he shall receive a monthly salary at the rate of Five hundred rupees per calendar month. Provided always that if at the expiration of his service in India he shall when required leave Madras for England direct his salary shall be continued up to the date of his arrival in England. Should he not return home direct his salary shall be paid up to sixteen days after leaving Madras. In addition to his

salary he will receive travelling allowances for journeys in India on duty at the rate allowed to Civil Surgeons in India by the Government regulations.

4. He the party of the first part will continue in the service of Government as aforesaid until the expiration of the period of three months at least and until such service shall be terminated by a fifteen day notice in writing signed on behalf of the Government. At the expiration of which notice his employment in India shall cease and he shall thereupon forthwith return to England. Should the Government require his services after the expiration of nine months from the date of his embarkation for Madras as aforesaid he the party of the first part agrees to continue to serve Government under these presents subject to such terms as to salary or otherwise as may be agreed upon between him and the Government.

5. Any payments made in England under these presents shall be calculated at the official rate of exchange for the time being.

In witness whereof the party of the first part and Sir James Braithwaite Peels K.C.S.I. and Sir Stewart Calver Bayley K.C.S.I. being two Members of the Council of India have hereunto set their hands the day and year first above written.

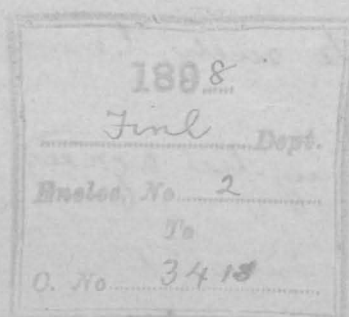
Signed by the party of the } (SD) C. Seymour Langley
first part in the presence of }

(SD)

India office.

Signed by the said two } (SD) Bayley
Members of the Council }
of India in the presence of }

(SD)



[35]

No. 482

CURRENT No. 3413

OFFICE OF THE SURGEON-GENERAL

WITH THE GOVERNMENT OF MADRAS,

Madras, 21st November 1896.

To

THE HON'BLE THE CHIEF SECRETARY TO GOVERNMENT,

Financial DEPARTMENT.

MSO 7657ul2
3-9-98 A

Submitted to Government with reference
to G.O. P. N. 970 Public dated 17th September
1898.

C. H. Thorne
Surgeon-General.

Surgeon-General
with the Govt. of Madras.

FINANCIAL DEPARTMENT.

CHIEF SECRETARY
19 NOV. 1885
GOVERNMENT OF MADRAS

[illegible]

Rule V (b) of the rules for the grants of exchange compensation allowance contained in G.O., 491 Financial, dated 24th June 1897, states that exchange compensation allowance is not admissible to persons serving under a contract in which their allowances are definitely fixed, which is not preliminary to employment in one of the regular services of the Government, and five years of service under which have not elapsed.

2. In the Government of India resolution in G.O.,^{7/65} Financial dated 3rd September 1898 it was explained that this clause relates only to persons appointed under written contracts in India and that a European so appointed in England is entitled to exchange compensation allowance if his salary is not fixed in sterling, and there is nothing in this agreement.

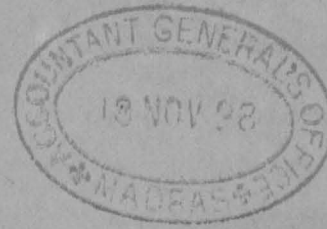
3. Rule V(a) of the rules states that persons temporarily appointed to the service of Government for a specified duty only, upon allowances definitely fixed for the particular case are not eligible for exchange compensation allowance.

4. The current noted above contains an application for exchange compensation from Dr Beit one of the doctors sent out from England for plague duty, and the point for decision is whether the case falls under rule V(a) or rule V(b). If it falls under the latter rule Dr. Beit seems to be eligible for the allowance, as there is nothing in his agreement to exclude him and as his salary is not fixed in sterling. It seems however, to be clear that the plague doctors falls under rule V(a) and that they are not entitled to the allowance.

5. Perhaps the views of A.G. might be obtained unofficially, at the point seems clear, however.

C.M.B.
16.11.98

This is, as far as I know, the first application of its kind. It seems clear that it was never intended to give these temporary doctors exch. comp. but as the case may appear



C. M.

I agree. Rule V(a) applies & ex. comp. is inadmissible.

At 22-11-98

by Mr. [Signature]

be eligible. Dr. Beit is probably leaving the service of Govt. this month - but it is desirable that the question should now be definitely settled, as the other doctors may make similar claims. Moreover, if the A.G. holds that Dr. Beit is at present eligible it will be advisable to wire to the Govt. of India, in order that in the agreement to be entered into with the fresh lot of doctors how excluded for, exch. comp. may be specifically excluded.

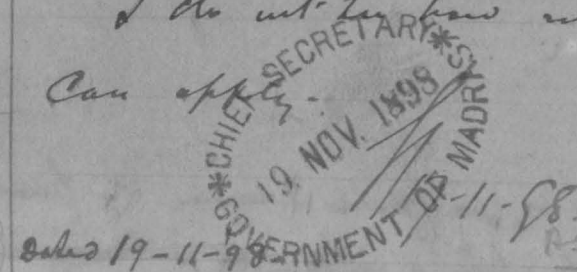
St.
17/11/98

To Financial (no)

To A.G. u. o. No 25308/17-11-98

I do not propose rule V b.

Can apply



Dr. Beit has already been upon Ex. Comp. by my office. I am of opinion that the Plague doctors under rule V a. are not

[illegible]

Exchange Comptons: Alliances is not
 Person temporary admissible to:-
 (a) Persons temporarily
 appointed to the service of
 Govt. for a specified duty
 only, upon alliances
 definitely fixed in the
 particular case.

Order. No 1119 of 25-11-98
P.S.
All ~~military~~ medical officers
appointed by the Secretary of State
for plague duty ~~must~~ fall
under rule V (a) of the rules
contained in G.O. No. 491 Int: of
24th June 1897 and are therefore
not entitled to draw exchange
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