Date taken out.	For what purpose.			Initials of clerk taking the paper or of attender.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			

[Finl. 6.] 100—24-8-97.

Financial (1898) Department.

ORDINARY MS.

G.O., No. 639

DATED 23-7-98

INDEXED.

9/9

[Despatch Abstract.]

Informing the Govt of Travancore that no orders can be passed on the claim to exchange compensation allowance in the post of a Supdt of the Salem Central Jail, until the Govt of India has decided on the lists, submitted with letter - to 481 Rail & 26-5-98, of offices in which European qualifications are indispensable.

T 25/98

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
		Jud Ct 262/99					

to Financial

Judicial (189 8) Department.

CHIEF SECRETARY * GOVERNMENT OF MADRAS * 8 JUL. 1898

CURRENT No. 2873

Current No. 1901

From

The Inspector-Genl of Prisons,

Ootacamund

~~***Order***~~

Endorsement

No. 3529

Transferred to the Financial Department.

Dated 6th July 1898

Received 8 } -do-

Registered 9 }

Enclosures one.

Spare copies

A Knapp.

Ootacamund } *Ag Under Secretary*
July 98 }.

Reed } 12-7-98
Regd }

Nad
9/7/98

SUBJECT.

Submits for the orders of Govt:, the application for Mr. Chamier, Ag: Supt: of the Salem C.J. for the Exchange Compensation allowance, & recommends that it may be granted.

I.

The Financial Dept.

BACK PAPERS.

G.O.	No.	Department.	Date.
218	5. 2.	98 Jud	480-81 dd 26.6.98
480 481 482 483	26.5.	98	
1005	3-12-	97	
809	30-9-	97	
491	24-6-	97	

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 William Chamier

Office Actg. Supt. of Jails, Madras.

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?	Born in India but not domiciled here
2. Are you a European?	Yes
3. Of what nationality was your father?	European (English)
4. Of what nationality was your mother?	Do Do
5. In what country were they married and when?	(1) Madras (2) 1857
6. In what country were you born and when?	May 25th 1858 in Madras
7. In what country or countries were you educated and for how long in each?	Educated in England. 12 years.
8. In what country or countries did you reside before appointment to the service of Government and for how long in each?	12 years in England. 14 years in India
Note.—If appointed in England and No. 2 is answered in the affirmative, questions 9 to 17 need not be replied to.	
9. In what country was your father born?	England

Questions.	Answers.
10. In what country or countries was he educated and for how long in each?	In England at Haileybury. 8 yrs.
11. In what country or countries, and for how long, did he reside—	
(i) before you were born?	In India 15 years
(ii) since your birth to the present time?	From my birth till 1869 when he died
12. If he was ever in India, state—	
(i) when?	1853 (1853?) to 1869
(ii) for how long?	15 years
(iii) in what capacity?	Indian Civil Service
(iv) (*a*) how often did he leave this country?	twice. The other
(*b*) when?	1866 - 68. The other time uncertain
(*c*) for how long?	2 years
(*d*) in what capacity?	Leave and furlough
(*e*) in what countries did he reside during the periods of absence?	England, both times
13. If your father is dead, state in what country he died and when?	Died at Gerrard in 1869 while on duty

Questions.	Answers.
14. In what country or countries, and for how long, did your mother reside?	England, till she was 18
(i) before you were born?	England 18. Madras after (?)
(ii) since your birth to the present time?	From my birth to 1869 in India From 1869 to present time in England
15. If she was ever in India, state—	
(i) when?	up to 1869
(ii) for how long?	12 years
(iii) in what capacity?	Married
(iv) (*a*) how often did she leave this country?	once
(*b*) when?	1866-68
(*c*) for how long?	2 years
(*d*) in what capacity?	With my father
(*e*) in what countries did she reside during the periods of absence?	England
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?	Salt Dep.t in 1891
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. 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.	Transferred to the Jail Dept. G.O. R. No 731 dy. 6th June 1898
20. Is your present appointment permanent?	Acting, at present, but permanent in Govt employ.
21. If your present appointment is not permanent— (i) is it for a specified duty only?	Yes, as Supt of Jails
(ii) under what regulation or authority are your allowances fixed?	Govt of India: No. 1828 dy. 30-3-71
22. If appointed by contract/agreement, please forward your contract/agreement for inspection.	—
23. Is your appointment under your contract/agreement preliminary to employment in one of the regular services of Government? 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.	—

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, andquote 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 think so.~~
or	
(ii) (a) that a proportion of Europeans is held by the Government of India to be indispensable in the Service/Department to which you belong; and	G.O. No 491. Financial, dy. June 22nd 1897, (1) & (2)
(b) that you were appointed as a European for the purpose of maintaining that proportion.	Yes, for I am not a Native of India as defined by Act. 46 of C.S. Reg. Sch. A. Part I.

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

STATION, Salem

Date 29th June 1898.

29. 6. 98.

Signature of claimant.

Enc. No. 1.

Salem Central Jail

Application of W. Chamier for Exchange compensation allowance.

1898
Judl. Dept.
Enclos. No. 1
To
G. No.

FORM No. 1-A—1,000—25-10-93.

CURRENT No. 2845 1901

Prisons

OFFICE OF INSPECTOR-GENERAL OF JAILS,

No. 3529

Dated Ootacamund, 6th July 1898.

From

A. G. CARDEW, ESQ., M.A., I.C.S.
Inspector-General of Prisons,

To

THE CHIEF SECRETARY TO GOVERNMENT.

SIR,

I have the honour to submit, for the orders of Government, the application of Mr. Chamier, acting Superintendent of the Salem Central Jail, for the Exchange compensation allowance, and to recommend that it may be granted. Mr. Chamier is a European. He is not a Statutory Native of India, and for the reasons stated in my letter No. 3956, dated 11th August 1897, the appointment he holds is one in which European qualifications are necessary.

Enclosures.

I have the honor to be,

Sir,

Your most obedient Servant,

A G Cardew
Inspector-General of Jails.

B
Jud 218 pt
5.2.98.

Rob Has the paper properly Home we ask this Letter printed in a Jud G.O. as we do not get the points of Comp Notes yet?
Sd Shirreff
Curl 17-7-98

No. Shall the Just order is printed in G.O. 480 Jud of 26th May 1898 + not the 25th letter referred to.
The Sn. Comp. notes have just come up.
Sd under Cl. Orders this d? awaiting the receipt of the notes.
13/7/98
The notes have come + are put up flagged D
Sd 17/7/98

188

JUDICIAL.

JAIL (189) DEPARTMENT.

From

THE INSPECTOR-GENERAL OF JAILS,

To

THE CHIEF SECRETARY TO GOVERNMENT.

Dated
Despatched } 189 .
Received

No.

ENCLOSURES.

Subject.

[G. / 25]
500—27-4-38.

P.21/7
R 22/7

Financial DEPARTMENT.

C. No. 1901

HIS EXCELLENCY THE GOVERNOR.
THE HON'BLE SIR HENRY BLISS, K.C.I.E.
THE HON'BLE MR. GROSE, C.I.E.

SUBJECT.

Mr. Chamier's claim to Exchange Compensation Allowance

FOR ORDERS.

The I.G. of Prisons submits for orders, the application of Mr.Chamier, Acting Supt. of the Salem Central Jail, for exchange compensation allowance with the recommendation that it may be granted as Mr. Chamier is a European and as the appointment which he holds is one in which European qualifications are necessary.

2 Under the rules in the Govt. of India resolution in G.O.No.491 Finl., d/24th June 1897, before officers appointed in India, who are not statutory natives of India, are eligible for the allowance, two qualifications are necessary. (1) They must have been appointed either (a) to offices in which European qualifications are held to be indispensable or (b) to services and departments in which a proportion of Europeans is held to be indispensable.

(2) They must have been appointed as Europeans, and in the second case,

for

for the purpose of maintaining the requisite proportion of Europeans. Paragraphs 7 & 8 of the resolution of the Govt. of India printed on page 3 of the G.O. mentioned above contain the offices which the Govt. of India have already declared to be those satisfying ~~the~~ condition (1) above, but these offices do not include the appointment of Supt. of a Central Jail. In the recommendations which have been made to the Govt. of India in letter No. 481 Finl., d/26th May 1898, this Govt. stated that it considers that the office of Supt. of Jail is one in which European qualifications are indispensable, but until the Govt. of India passes orders on these lists, it does not appear to be possible to admit Mr.Chamier to the allowance in virtue of his appointment as Ag: Supt. of the Salem Central Jail.

3. As will be seen from the replies to the usual questions, Mr.Chamier is a European. He was born in India and he states that he is not domiciled in India. As however his father came out in the service of the East India Co: and thereby acquired an Indian domicile which he did not resume before his death at Yercaud in 1869, it is submitted that Mr. Chamier's domicile is India. But to be a native of India it is not only necessary that he should have been born and domiciled in India but that he should have been born of parents habitually resident in India and not established there for temporary purposes only. The fact that Mr.Chamier's mother on the death of Mr. Chamier returned to England proves, it is submitted, that his parents were not habitaully resident in India. Mr. Chamier is not therefore a statutory native of India and provided that the Govt. of India agrees to the listing of the post of Supt. of Jail as an exchange compensation post, he will be entitled to draw the allowance when such listing takes place. But until that happens, it is not clear how he can be admitted to the allowance. If he is already drawing it, his case will fall under rule XIII of those in G.O.No.491 Finl., d/24th June 1897.

Cmb. 19/7/98

21/7/98

Read again G.O. 480 Fmt
of 26.5.98 - (P)

Financial Dept

C. No 1901 (9)

Order No 639. of 23rd July 1898

No orders can be passed on Mr. Chamier's claim to exchange compensation allowance in the post of Ag. Supdt of the Salem Central Jail, until the G. of I. has decided on the facts submitted with letter No 481 Fmt: of 26th May 1898.

Asst Secy

Clerk
27.7.98

Lt. Prentis (ret) on attn

When given for copying 25/7.
When copied 25/7.
When examined 26/7. } 1898.
When signed 26/7.

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.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only