Financial (189) Department.

ORDINARY PRINTED.

G.O., Nos. 692-93

DATED 15th June '99

INDEXED. 19/7

[Despatch Abstract.]

Exchange Compensation Allowance

(Directing that the S. of S. be addressed) soliciting a reconsideration of its orders on the subject of the grant of — in view to making an exception in the case of European Dy Collectors, who are not Statutory natives of India, to the rule excluding memb of the Provincial Service from the concessio

(Letter abst)

Soliciting a reconsideration of the orders &c. &c. . . . . concession.

T
17/6/99

BACK PAPERS.

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

FURTHER PAPERS.

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

Government (1899) of Madras.

FINANCIAL.

Recd. } 1899. *Enclosures*

Regd. } *Spare copies*

G.O., No. 692, 15th June 1899.

JUNE.

Exchange Compensation Allowance.

Directing that the Government of India be addressed soliciting a reconsideration of its orders on the subject of the grant of — in view to making an exception in the case of European Deputy Collectors, who are not Statutory Natives of India, to the rule excluding members of the Provincial Service from the concession.

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

Read—the following paper:—

From the Superintendent of Stamps and Stationery, Madras, dated 18th January 1899.

Abstract.—Forwarding application from Mr. F. D. Bird, Assistant Superintendent of Stamps and Stationery, for exemption from the operation of the Government of India ruling contained in its Resolution, No. 4847-Ex., dated 5th November 1898, debarring members of the Provincial Civil Service from drawing exchange compensation allowance.

Order—No. 692, Financial, dated 15th June 1899.

The Government of India will be addressed.

[Here enter letter, No. 693, Financial, dated 15th June 1899.]

(True Extract.)

G. STOKES,
Chief Secretary.

Exd. P. Seetharam.

Government (1899) of Madras.

FINANCIAL.

Recd.	1899.	*Enclosures*
Regd.		*Spare copies*

Letter, No. 693, 15th June 1899.

JUNE.

Exchange Compensation Allowance.

Soliciting a reconsideration of the orders on the subject of the grant of — in view to making an exception in the case of European Deputy Collectors, who are not Statutory Natives of India, to the rule excluding members of the Provincial Service from the concession.

FINANCIAL DEPARTMENT.

Letter—from

The CHIEF SECRETARY to the GOVERNMENT of
FORT ST. GEORGE,

To

The SECRETARY to the GOVERNMENT of INDIA,
Finance and Commerce Department.

Fe

Go 6081 Fnl
19. 11-99

Sir,

I am directed to invite attention to the Resolution of the Government of India, No. 4817 Ex., dated 5th November 1898, embodying certain orders on the subject of the grant of exchange compensation allowance and to solicit the further consideration of the Government of India to the case of the European officers employed as Deputy Collectors in this Presidency.

2. Paragraph 7 of the Resolution in question declares that members of all Provincial Services are entirely outside the exchange compensation allowance rules on the ground that they are wholly recruited in India, that the great majority of them are "Asiatic Natives" and that though there is among them "a sprinkling of Europeans, most of them are Statutory Natives". His Excellency the Governor in Council would urge that this argument cannot be applied without hardship to the case of the European officers who are not Statutory Natives of India and who have been employed in this Presidency as Deputy Collectors for the very reason that they are required for posts demanding European qualifications.

3. This Government has on more than one occasion brought to the notice of the Government of India that in Madras, among Deputy Collectors and Magistrates, a proportion of Europeans is indispensable for administrative reasons. As explained in paragraph 2 of Mr. Forbes' letter addressed to the Home Department of the Government of India, No. 2407, Revenue, dated 15th June 1895, and referred to in paragraph 4 of his subsequent letter No. 1299, dated 14th March 1898, and in paragraph 2 of Mr. Arundel's letter No. 2463, dated 24th June 1896, the services of European Deputy Collectors and Magistrates are required in hill stations, planting districts, military stations and out ports where there may be a considerable European population. Unless a Deputy Magistrate is a European British subject he cannot be entrusted with the powers of a Justice of the Peace. It is impossible always to appoint for such duties European officers who are Statutory Natives; and the existing strength of the Indian Civil Service is insufficient, so long as it is maintained at its present number to provide on all occasions officers for the posts in which the qualifications referred to are required. The need for more officers so qualified is moreover likely to increase in the future. In these circumstances His Excellency the Governor in Council considers that it is indispensable that a certain proportion of the establishment of Deputy Collectors and Magistrates should be Europeans. The proportion will always be small; and it may be a matter for consideration whether it should be specifically limited. It will in the opinion of His Excellency in Council be a real hardship if Europeans so appointed who are not Statutory Natives are not permitted to draw the special allowance for the mere reason that they are recruited in India. Inspectors and Assistant Inspectors of the Salt and Abkári Department similarly recruited are given the concession, and His Excellency in Council feels that the cases cannot fairly be differentiated.

4. I am in the above circumstances to request that the Government of India will be pleased to reconsider the question in view of making an exception in the case of European Deputy Collectors (not Statutory Natives) to the rule ordinarily applicable to the members of the Provincial Service.

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

G. STOKES,
Chief Secretary.

Ootacamund,
15th June 1899.

Exl. P. Seetharam.

FINANCIAL DEPARTMENT.

NOTES CONNECTED WITH G.O., Nos. 692-693, FINANCIAL, DATED 15TH JUNE 1899.

C. No. 275.

From the Superintendent of Stamps and Stationery, dated 18th January 1899.

Chief Secretary—

This is a claim for special exemption from the exchange compensation rules as laid down by India. The rules are clear and no question of interpretation arises. The matter appears to be one for the administrative department concerned in the first instance, and it is submitted that the paper may go to Revenue un-officially.

(Intld.) C.M.S.
31-1-99.

(Intld.) G.S.
1-2-99.

REVENUE DEPARTMENT.

To Under Secretary—

Rule 7, page 5 of G.O., No. 1081, Financial, dated 19th November 1898.

The Government of India has expressly ruled that members of "Provincial services are entirely outside the exchange compensation allowance rules" on the ground that they are wholly recruited in India and the great majority of them are Asiatic natives, though they contain a sprinkling of Europeans. The work ? assigned to the Deputy Collectors is practically the same as that assigned to the junior covenanted officers. In the Salt Department, the number of natives in the higher grades is few and the service is further not divided into "Imperial" and "Provincial". The analogy which Mr. Bird draws between the service of Deputy Collectors and that of Salt officers is, it is submitted, not therefore quite correct.

Rule 25 on page 8 of G.O., No. 1081, Financial, dated 19th November 1898.

2. Further, if Mr. Bird's request is to be complied with all the European officers in the Provincial Civil Service, *i.e.*, Deputy Collectors, Extra Assistant Conservators and Rangers of Forests, members of the Educational service, Sub-Judges and Munsifs, and in fact all who have hitherto been drawing the allowance which has been stopped under the new rules might, it would appear, claim the same indulgence with equal reason. Again Mr. Bird if he had remained in the Chief Secretariat

would not have become eligible for the allowance and by his transfer to the Provincial Civil Service, therefore, he is no loser pecuniarily.

3. It seems in the above circumstances difficult to make out a case if the Government of India is to be addressed specially on Mr. Bird's behalf.

(Intld.) P.N.M.
2-2-99.

Secretary—

It does not appear that any case can be made out in Mr. Bird's behalf. The great advantage he has obtained by going into the Deputy Collectors' list, *i.e.*, into the Provincial Service, is that the higher posts of Collector and Judge which will in time be transferred to that service will be open to him to work for. So he does not appear to have any serious ground for complaint.

(Intld.) N.E.M.
3-2-99.

On what ground was the Assistant Inspector of Salt allowed the concession.

(Intld.) G.S.F.
13-2-99.

To Under Secretary—

The Government of India Rule 25 on page 8 of G.O., No. 1081, Financial, dated 19th November 1898, which gives the reason is as follows:—

"In the Salt Department, executive appointments are chiefly officered by Europeans, domiciled and non-domiciled, the number of Asiatic natives in all but the lowest appointments being comparatively small. It is accordingly ruled that all officers of the Salt Department holding appointments not lower in rank than that of Assistant Superintendent in Northern India, Assistant Inspector in Madras and Inspector in Bombay, shall, if otherwise eligible, obtain exchange compensation allowance."

The limit of Assistant Inspectors in Madras was fixed on the recommendation of the Board of Revenue, accepted by this Government, that a fixed proportion of them should be Europeans in order that there might be a sufficient number always "to feed the superior ranks."

Vide paragraph 5 *et seq* of Board's Proceedings on page 8 and Revenue G.O. on page 11 of G.O., Nos. 480, 481, Financial, dated 26th May 1898.

(Intld.) P.N.M.
14-2-99.

Secretary—

(Intld.) N.E.M.
16-2-99.

Please put up the representations made to the Government of India at various times as to the necessity of a certain proportion of the Deputy Collectors being Europeans.

(Intld.) G.S.F.
22-2-99.

To Under Secretary—

The letters in which the matter was expressly referred to are—

(1) *Paragraph 2 of No.* 2407, *dated* 15*th June* 1895, as follows:—

"The administrative advantages of having a few Europeans among the Deputy Collectors have always been acknowledged. They are valuable in hill stations, planting districts, cantonments and ports where there may be a considerable European population or where the powers of a Justice of the Peace may be required. For special enquiries also their services are often most desirable. The expediency of such appointments was fully recognized in the orders on the reconstitution of the Provincial Service—*vide* paragraphs 13 and 14 of the letter from the Home Department (Public), dated 14th February 1890, No. 300, and paragraph 15 of the letter from this Government, dated 4th June 1890, No. 401, Public."

(2) *in paragraph* 2 *of letter No.* 2463, *dated* 24*th June* 1896 and

(3) *in paragraph* 4 *of No.* 1299, *dated* 14*th March* 1898, reference was made to the letter of June 1895 quoted above.

(4) Lastly in the second column of the list (B) sent up to the Government of India in May last, of officers to whom exchange compensation allowance should be granted, it was pointed out that in the case of Deputy Collectors and Magistrates "a proportion of Europeans is indispensable for administrative reasons" and these reasons were set forth as they were given in the letter of June 1895 quoted above.

Page 20 of G.O., Nos. 480, 481, Financial, dated 26th May 1898.

One of the papers required (put up with another file) became available for reference only last evening: hence the delay in the re-submission of the file for orders.

(Intld.) P.N.M.
2-3-99.

Secretary—

(Intld.) N.E.M.
3-3-99.

H.M.

In our recommendations to the Government of India (see page 20, G.O., No. 480, Financial, dated 26th May 1898), we contemplated that Europeans appointed as Europeans to the Deputy Collectors' list should be entitled to exchange compensation as a certain proportion of such officers are indispensable in this Presidency where Deputy Collectors in many places must be Justices of the Peace.

The Government of India in the resolution on the general question have excluded the whole of the Provincial Service from the concession (*vide* page 5, G.O., No. 1081, Financial, dated 19th November 1898).

Mr. Bird is therefore outside the rules as they stand.

But the question remains whether this Government considers any representation should be made to the Government of India on the subject. It is certainly very difficult to give any sound reason for excluding Europeans who are appointed as such in order to fill Deputy Collector's post at ports, hill stations, &c., where the Deputy Magistrates must be a Justice of the Peace when Assistant Inspectors are included because a certain proportion of Europeans is required on the staff to protect the revenue.

(Intld.) G.S.F.
11-3-99.

The inconsistency pointed out by the Secretary seems undeniable; but if the question is reconsidered I should think it not unlikely that the concession to Assistant Inspectors may be withdrawn.

Mr. Bird's is not a good case to go up on, and I can't think of any European Deputy Collector whose case can be cited as an example.

Personally I feel disinclined to move in the matter, but am willing to be guided.

(Intld.) H.M.W.
15-3-99.

The case of Mr. Wood (Deputy Collector) is, I suppose, exactly parallel to that of Mr. Bird; both officers were born in England of parents residing there. Mr. Woodhouse (Deputy Collector) was, I think, entitled to the exchange allowance, as though born in India he is not a statutory native.

Mr. Bird's case could not be treated specially, but he is one of a class, viz., Europeans specially appointed *as such* to give the European element necessary in the Provincial Service. In paragraph 8 of the resolution (G.O., No. 1081, Financial, dated 19th November 1898), India speaks of other Provincial services where the necessary European element is provided by the Imperial branch. But this does not apply to European Deputy Collectors who are specially appointed *as Europeans* to *that* branch of the Provincial Service. I think it is worth while to bring these cases to the notice of India as the reason assigned for their exclusion from the exchange compensation does not apply. I don't think there are any other such Deputy Collectors. Messrs. Smith, Gahan and Gwynne are statutory natives I think. It would be necessary to make sure about Woodhouse.

(Intld.) A.T.A.
17-3-99.

I agree.
(Intld.) A.E.H.
22-3-99.

To Under Secretary—

A draft letter to India for issue in the Financial Department is submitted. As surmised above the only three Deputy Collectors now in the service who are *not* statutory natives are Messrs. Bird, Wood and Woodhouse.* Orders are solicited as to whether with reference to the Honourable Mr. Arundel's remarks above the names of these officers should be specially mentioned in the letter to India for it does not appear that these officers are now holding appointments for which European qualifications are essential. Mr. Bird is only Assistant Superintendent of Stamps and Stationery, Mr. Wood is the Head-quarters Deputy Collector, Coimbatore, and Mr. Woodhouse, Deputy Collector in charge of the Bhadráchalam division, transferred last year from the Indian to the Provincial Civil Service.

(Intld.) P.N.M.
4-4-99.

(But they are the reserve. Government cannot wait till the occasion actually arises).

Secretary—

Please see draft.

(Intld.) N.E.M.
6-4-99.

It is not at all necessary to refer to specific officers by name. We are only arguing the principle that a certain proportion of European Deputy Collectors and Magistrates are essential. It may not be always necessary to employ them, but of the need of such a reserve I think there can be no room for question. If the Government of India desire to limit the proportion, they can say so. I have left the point open in the draft.

---

* Since granted the allowance as Assistant Inspector of Salt, Abkári and Separate Revenue—*vide* G.O., No. 305, Financial, dated 28th February 1899.

The file may now go to the Financial Department with the draft as I have revised it.

(Intld.) G.S.F.
25-5-99.

Financial Department .u.o

FINANCIAL DEPARTMENT.

For the Chief Secretary—

Submitted that the draft below may issue.

(Intld.) C.M.S.
31-5-99.

Yes.

(Intld.) G.S.
1-6-99.

[F. / 23]
1,000—20-4-98.

Financial (1899) Department.

CURRENT No. 275

From The Supt of Stamps and Stationery Madras

C.S.
~~Order~~

This is a claim for special exemption from the Ex. Comp. rules as laid down by India. The rules are clear and no question of interpretation arises. The matter appears to be one for the administrative dept. concerned in the first instance, and it is submitted that the paper may go to Revenue u.o

No. 321, d/ 1-2-99
F.D.

Cur.S.
20. 1. 99.

No.
Dated 18 }
Received 19 } Jan 1899
Registered 19 }
Enclosures one
Spare copies.

abstract

SUBJECT.

Forwarding application from Mr. F.D. Bird Asst Supdt of Stamps & Stationery for exemption from the operation of the [of Ireling] contained in ~~the~~ the resolution No 4847 Ex of 5. 11. 98 ~~regarding~~ debarring from drawing Exchange Compensation allowance to members of the Provincial Civil Service

BACK PAPERS.

G.O.	No.	Department.	Date.
1155:	3-12-98	Sc	
1081:	19-11-98	"	
480-1 482-3	26-5-98	"	
809:	30-9-97	"	
1005:	3-12-97	"	
491:	24-6-97	"	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Garr[illegible]d audit DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
17 January 1899.

No. 150

From

The ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To

~~THE~~ F. D. Bird, Esq.,
Assistant Superintendent of Stamps
and Stationery

SIR,

With reference to your letter dated the 9th of
January 1899 I have the honour to state that under
A the clause below paragraph 7 of the Government of
India Resolution No. 4847. Ex dated 5th November
B 1898 embodied in Madras Government Order No. 1081
Financial dated the 19th Idem you are not entitled
to Exchange Compensation Allowance; but it is
continued to you under rule XIII of the New Ex-
GO 1155 Finl dt 3-12-98 C change Compensation rules subject to reduction
and

ultimate extinction as your salary increases

I have the honour to be,

Sir,

Your most obedient servant,

H.G. Tomkins

Assistant Accountant-General.

MD

9

Fil

1

275

Madras

18th January 1899

CHIEF SECRETARIAT
19 JAN. 1899
GOVERNMENT OF MADRAS

From

Mr Frank. D. Bird

Deputy Collector, 2nd grade

and

Asst Supt of Stamps & Stationery

To

The Hon'ble

The Chief Secretary to Govt

Financial Dept.

Through the Supt of Stamps & Staty

Sir,

I have the honour respectfully to request that His Excellency the Governor in Council will favourably consider and support this my application for exemption, as a special case, from the operation of the ruling of the Govt of India promulgated in its Resolution, Finance and Commerce Dept., dated 5th Nov. A 1898, No. 4847 Ex (G.O. No. 1081 Finl dated 19th Nov: 1898) that all members of the Provincial service are entirely outside the Exchange Compensation Rules.

2. It is not necessary for me to state the circumstances of my case which show that I am not a Statutory Native of India for para 4 of G.O. No. 482 Fin: d/ 26th May 1898 accepts the fact that I have drawn Exchange compensation allowance since it was first sanctioned under the old rules as sufficient proof of this.

D

[illegible]

B

3. From the Resolution quoted above it appears that the principal ground on which an officer's claim to the allowance is to be considered is whether or not he was appointed as a European. In List D appended to G.O. No. 482 Fin: d/ 26th May 1898, it is stated that I was appointed to the Deputy Collector's grade as a European.

A D Para 8 G.O. 482 26-5-98

4. For the present I continue to draw the allowance under the operation of Rule XIII which was republished in the Resolution embodied in G.O. No. 1155 Fin: d/ 3rd Dec: 1898; but under the Resolution first above quoted this privilege would apparently be withdrawn* from me in the event of my receiving an increase of salary equal in amount to the allowance which I now receive. It is from this that I have now the honour, respectfully, to solicit exemption.

C

*vide Acct: Genl's No. 150 d/ 17th inst (attached)

5. In conclusion, I would beg to invite attention to para: 25 of the Resolution of the 5th Nov: last in which sanction is accorded to the grant of the allowance to an Assistant Inspector of the Madras Salt Dept provided he is not a Statutory Native. I would submit for consideration that if the duties of a Deputy Collector and of an Asst Inspector of Salt be compared it will be found that the former are of a more European character than the latter, that is to say, they more

~~Just before these~~

A Para 8 of G.O. 1081 Fin. 19-11-98.

A

nearly assimilate to the duties and responsibilities of officers regarding whose claim to the allowance there is no question, provided they are not statutory natives of India.

I have the honour to be
Sir,
Your most obedient servant
Frank D. Bird
Deputy Collector, 2nd grade.

No. 275

Submitted, for favorable consideration.

18.1.99 J. N. Atkinson
Supt of Stamps & Stationery

Notes connected with G.O. [illegible] Fin. 11
[illegible] June 18[illegible]

Financial Department.

C. No. 275.

From

The Superintendent of Stamps and Stationery.

Dated 18th January 1899.

Chief Secretary.

This is a claim for special exemption from the Exchange Compensation rules as laid down by India. The rules are clear and no question of interpretation arises. The matter appears to be one for the Administrative department concerned in the first instance, and it is submitted that the paper may go to Revenue u.o.

(Intld.) C.M.S.
31/1/99.

(Intld.) G.S.
1/2/

To Under Secy

The Govt. of India has expressly ruled that "Members of Provincial "services are entirely outside "the Exchange Compensation "allowance rules" on the ground that they are wholly recruited in India and the great

Rule 7 page 5 G.O. 1081 Finl / 19.11.98
A

great majority of them are Asiatic natives, though they contain a sprinkling of Europeans. ~~This is not~~ The work assigned to ~~these~~ Dy Collectors ~~officers~~ is ~~not~~ practically the same as that assigned to the junior Covenanted officers. In the Salt Dept, the number of natives in the higher grades is few and the service is further not divided into 'Imperial' and 'Provincial'. The analogy which Mr Bird draws between the service of Dy Collectors and that of Salt officers is it is submitted not therefore quite correct.

?

Rule 25 on page 8 of Govt $\frac{1681}{19.11.98}$ Fint B

2 Further if Mr Bird's request is to be complied all the European Officers in the Provincial Civil Service i.e. Dy Collectors Extra Asst Conservators and Rangers of Forests, members of the Edl service Sub Judges and munsifs — and in fact ~~every one~~ all who have ~~been~~ hitherto been ~~drawing~~ drawing

drawing the allowance which has been stopped under the new rules might it would appear, claim the same indulgence with equal reason. Again Mr Bird if he had remained in the Chief Secretariat would not have become eligible for the allowance and by his transfer to the P.C.S, therefore he is no loser pecuniarily.

3. It seems in the above circumstances difficult to make out a ~~[illegible]~~ case if the Govt of India is to be addressed specially on Mr Bird's behalf.

2.2.99

Secy

It does not appear that any case can be made out in Mr Bird's behalf. The great advantage he has obtained by going into the Dy Collectors list i.e. into the Provl service is that the higher posts of Collector & Judge which were "in time be transferred to that service will be open to him to work for. So he does not appear to have any serious ground for complaint.

8/2/99

On what ground was the Asst. Inspr. of Salt allowed the concession

31/1/99

To Under Secy

The G. I. Rule 25 on page 8 of G.O. No. 1081 Finl dt 19.11.98 which gives the reason as follows:-

"In the Salt Dept, "executive appointments are "chiefly officered by Europeans, "domiciled and non-domiciled "the number of Asiatic natives "in all but the lowest appoint"ments being comparatively "small. It is accordingly ruled "that all officers of the Salt "Dept holding appointments "not lower in rank than that of

"of Asst Supt in Northern India, "Asst Inspector in Madras and "Inspector in Bombay, shall, if "otherwise eligible, obtain "exchange compensation "allowance"

The limit of Asst Inspectors in Madras was fixed on the recommendation of the Board of Rev:, accepted by this Govt, that a fixed proportion of them should be Europeans in order that there might be a sufficient number always "to feed the superior ranks".

vide para 5 et seq of B.P. on page 8 and Rev G.O. on page 11 of G.O. No 480-81 Finl dt 26.V.98.

Finl Bom
14.2.99

Secy

Please put up the representations made to the Govt of India at various times as to the necessity of a certain proportion of the Inspectors being Europeans.

22/2/99

P.T.O

To Under Secy

The letters in which the matter was expressly referred to are

(1) para 2 of No 2407 dy 15. VI. 95 - as follows:- K

"The administrative advantage "of having a few Europeans "among the Dy Collectors have "always been acknowledged. They "are valuable in hill stations, "planting districts, cantonments "and ports where there may "be a considerable European "population or where the powers "of a justice of the peace may be "required. For special enquiries "also their services are often "most desirable. The expediency "of such appointments was "fully recognized in the orders "on the reconstitution of the "Provincial Service vide paras "13 and 14 of the letter from the "Home Dept (Pub) dy 14th Febr 1890 L "No 300 and para 15 of the letter "from this Govt dy 4th June 1890 "No 401. Public."

(2)

48

M (2) in para 2 of letter No 2463 dy 24. VI. 96 &

N (3) in para 4 of No 1299 dy 14. 3. 98,

reference was made to the letter of June 1895 quoted above.

Page 20 of G.O. Nos 480-81 dy 26th May 1898

O

(4) lastly in the second column of the list (B) sent up to the Govt of India in May last, of officers to whom Ex: Com: allce should be granted it was pointed out that in the case of Dy Collrs and Magistrates "a proportion of Europeans is indispensable for administrative reasons" and these reasons were set forth as they were given in the letter of June 1895 quoted above.

One of the papers required (put up with another file) became available for reference only last evening: hence the delay in the resubmission of the file for orders.

2.3.99

Secy

3/3/99

L.M.

I. In our recommendations

e 14/3/99.

to the Govt. of India (see p. 20 G.O. 26 May 98 No 480 Fin) we contemplated that Europeans apptd. as Europeans to the D.C. list shd. be entitled to exch. compensn. as a certain proportion of such officers are indispensable in this Pr., where D.Cs in many places must be J.Ps.

The Govt. of India in the Resoln. on the general qn. have excluded the whole of the Provincial Service from the concession (vide p 5 G.O. 1081 Fin d 19.11.98)

Mr. Bird is therefore outside the Rules as they stand.

But the qn. remains whether this Govt. considers any representation shd. be made to the Govt. of India on the subject. It is certainly very difficult to give any sound reason for excluding ~~such~~ Europns. who are apptd. as such in order to fill D.Cs. post at ports, hill stations or where the Dep. Inspr. must be a J.P., when Asst Inspors. are included because a certain proportion of Europeans as required as the staff to protect the revenue.

J.H. 11/3/9

The case of Mr. Wood (Dy Collr.) is I suppose exactly parallel to that of Mr. Bird; both officers were born in England of parents residing there. Mr. Woodhouse (Dy Collr.) was I think entitled to the Exch. allowance as though born in India he is not a Statutory native.

Mr. Bird's case could not be treated specially, but he is one of a class, viz. Europeans specially apptd. as such to give the European element necessary in the Provl. service. In para 8 of the ~~rules~~ Resoln. (G.O. 1081 Fin 19 Novr. 98) India speaks of other ~~Provl. services~~ where the necessary European element is provided by the Imperial branch.

The inconsistency pointed out by the Sec. seems undeniable; but if the question is reconsidered I shd think it not unlikely that the concession to Asst. Inspectors may be withdrawn —

Mr Bird's is not a good case to go up on, and I can't think of any European D.C. whose case ~~cud~~ can be cited as an example —

Personally I feel disinclined to move in the matter, but am willing to be guided

W.S.
15-3-99.

But this does not apply to European Dy. Collrs who are specially apptd. as Europeans to that branch of the Provl. service. I think it is worth while to bring these cases to the notice of India as the reason assigned for their exclusion from the Ex. Comp. does not apply. I don't think there are any other such Dy. Collrs. Messrs Smith & Eaton & Gwynne are statutory natives I think. It wd be necessary to make sure about Woodhouse.

17.3.99.

Jaque.
A.H. 23.3.99

To Under Secy

A draft letter to India for issue in the F.D. is submitted. As surmised above the only three Dy Collrs now in the Service who are not statutory natives are Messrs Bird, Wood and Woodhouse ⊗. Orders are solicited with reference to the Hon Mr Arundel's remarks above as to whether the names of these officers should be specially mentioned in the letter to India.

— for

⊗ Since granted the allowance as Asst Inspector of Salt Abkari & Sep Rev vide G.O. 305 Rev. 28.2.99

for it does not appear that these officers are now holding appointments for which European qualifications are essential. Mr Bird is only Asst Supt of Stamps and Stationery, Mr Wood is the Head Qrs Dy Collr Coimbatore and Mr Woodhouse Dy Collr in charge of the Bhadrachallam Division transferred last year from the Indian to the Provincial Civil Service.

B.M.M. 4.3.99

(But they are the reserve) Govt cannot wait till the occasion actually arises)

Secy
Please see draft
M

6/4/99

It is not at all necessary to refer to specific officers by name. We are only arguing the principle that a certain proportion of European Dy. Collrs & Dy. Supts. are essential. It may not be always necessary to employ them, but of the need of such a reserve I think there can be no room for question. If the for it does not appear that

Govt of India desires to limit the proportion they can say so. I have left the point open in the draft.

The file may now go to the Finl Dept with the draft as I have revised it.

28/5/99

Fin Dept

CHIEF SECRETARIAT
29 MAY 1899
OOTACAMUND

Finl Dept P.S.

For the C.S.

Submitted that the draft below may issue

C.W.
31.5.99

BC

Print with Cons

Read C. No 275 (P)

~~Order~~ No. 692 dated 15.6.99

P.S. ~~The~~ The G. of I. will be addressed

C.W.

A G.O 1081 Fin 19.11.25

desp'd 15/6/99

S.C. despd 20.6.99

No 693.

Letter to the

Secy to the Govt of India

Fince ~~Rev~~ and Comce ~~Agri~~ Dept.

Sir,

I am directed to invite attention to the Resolution of the Govt of India No 4847 Ex dated 5th Nov: 1898 embodying certain orders on the subject of the grant of Exchange Compensation allowance which the ~~[illegible]~~ and to ~~make a~~ further ~~representation on~~ consideration ~~[illegible]~~ of the Govt of India to the case ~~behalf~~ of the European Officers employed as Dy Collectors in this Pres.

2 Para 7 of the Res. in question declares that members of all Provincial Services are entirely outside the Exchange Compensation allowance rules on the ground that they ~~are~~ are wholly recruited in India, that "the great majority of them are Asiatic natives" and that though there is among them "a

sprinkling

2

"sprinkling of Europeans, most "of them are Statutory natives." H.E. the G. in C. ~~while ad-mitting that the above grounds are correct as state-ments of facts desires~~ ~~[illegible]~~ ~~point out that as argument~~ Wd urge that this argument ~~they~~ can ~~hardly~~ be ~~considered~~ applied without ~~greater~~ hardship ~~to apply~~ to the case of the European Officers who are not statutory natives of India & ~~who have~~ been employed in this Prsy ~~[illegible]~~ as Dy Collrs ~~[illegible]~~ for the very ~~ground~~ reason that they are required for posts demanding European Qualifications.

Cannot?
Cml

3. ~~Apart from the question of the expediency, recognized in 1892 in the orders on the reconstitution of the Provincial Service, of having all classes~~ ~~[illegible]~~ ~~fairly represented in that service,~~ This Govt has ~~it has been~~ on more than one occasion brought to the notice of the Govt of India that in this Madras ~~Presy~~, among Dy Collrs and Magistrates a proportion of Europeans is indispensable for administrative reasons. As explained in para 2 of Mr Forbes' letter addressed to the Home Dept

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✓

Dept of the Govt of India No 2407 Rev. dt 15. VI. 95 and referred to in para 4 of ~~the~~ his subsequent ~~[illegible]~~ letter No 1299 dt 14. 8. 88, and in para 2 of Mr Arundel's letter No 2463 dt 24. 6. 96, the services of European Dy Collrs & Magistrates are required ~~[illegible]~~ in hill stations, planting districts, military ~~[illegible]~~ stations ~~[illegible]~~ and out-ports where there may be a considerable European population. Unless a ~~[illegible]~~ Dy Magte is a Europ. Brit. subject he cannot be entrusted with the powers of a Justice of the Peace. It is impossible always to ~~[illegible]~~ appoint for such duties European officers ~~[illegible]~~ who are statutory natives; & the ~~[illegible]~~

stronger

isting cadre of the Ind. Civil Service insufficient, so long as it is maintd to present (infantry) strength to provide on all occasions officers for ~~all~~ the posts in which qualifications referred to are ied. ~~It is impossible to find~~ ~~appoint always for such~~ ed for ~~duties European officers~~ officers who are statutory natives; alified is moreover to increase in the future. In ccil H.E. the Govr in C considers it is indispensable that certain proportion of the establishment Dy Magtes shd be Europeans. portion will always be small; ay be a matter for consideration it shd be specifically limited.

~~[illegible]~~ It will in the opinion of H.E. in C. be a real hardship if European supplied who are not Statutory natives ~~they~~ are not permitted to draw the special allowance for the mere reason that they are recruited in India. ~~[illegible]~~ Inspectors and Asst Inspectors of the Salt and Abkari Dept similarly recruited are given the

the concession of H.E. in C. feels that the cases cannot fairly be differentiated.

& I am in the above circumstances to request that the Govt of India will be pleased to reconsider the question in view of ~~[illegible]~~ ~~[illegible]~~ ~~[illegible]~~ making an exception in the case of ~~of~~ European ~~non-statutory native~~ Dy Collrs (not statutory natives) ~~[illegible]~~ to the rule ordinarily applicable to the members of the ~~[illegible]~~ Provincial Services.

B.M.M. 4.8.99

H.O. 4?

25/8

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