

Financial (1899) Department.

ORDINARY MS.

G.O., No. 96

DATED 14-1-99

INDEXED.

[Despatch Abstract.]

Stating that Mr C.F. Badcock,
Prof: of Dental Surgery, Medical College, Madras,
is not entitled to Exchange Compensation
Allowance. ~~and~~

14.1.99.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
3524							

Educational (1898) Department.

✓ 167/14-3-96
✓ 408/98

CURRENT No. 1524



Final CURRENT NO. 3466

From The Director of Public Instruction, Madras.

Order No 45, of 25.11.98

Transferred to the Financial Dept.

No. 13196.

Dated 18th November 1898.

Received } 19-11-98.
Registered }

Enclosures

Spare copies

Aldington
Asst Secy



Recd in File 25th Nov.

Regd in - 28th "

SUBJECT.

Inquiring whether Mr. B. S. Badcock, Professor of Dental Surgery, Medical College, may draw Exchange compensation allowance under the terms of the Govt of India Resolution communicated with the R No. 408 Educational, of 19th September 1898.

20 The Financial Dept.

BACK PAPERS.

G.O.	No.	Department.	Date.
1081	19.11.98	SC	
765	3.9.98	"	
918	11.11.97	"	
491	24.6.97	"	
167	14.3.96	"	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

BL CURRENT No. 1521

OFFICE OF THE DIRECTOR OF

PUBLIC INSTRUCTION,

Madras, 18th November 1898.

No. 13196.

From

THE HONORABLE MR. D. DUNCAN, M.A., D.SC., LL.D.,

DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

The Secretary to Government,

Educational Department, ✓

Fort Saint George.

SIR,

As Mr.C.F.Badcock, Professor of Dental Surgery, Medical College, is entitled to Exchange Compensation allowance under the terms of the Resolution of the Government of India communicated with G.O.R.No 408, Educational, dated 19th September 1898, I have the honour to request the favour of being informed, at an early date, whether the above officer may draw Exchange Compensation allowance from 1st April 1896, the date from which he ceased to draw the allowance as per G.O.No 167, Financial, dated 14th March 1896.

I have the honour to be,

Sir,

Your most obedient servant,

D. Duncan

Director of Public Instruction.

C. H. 1. 99
R. H. 1. 99

Exchange compensation allowance to
Mr. G. F. Badcock Professor of Dental
Surgery Medical College.

Financial Department

C. No. 3466

for orders connected with
G.O. No 96, Finl., d/14. 1. 99.

FOR ORDERS

Enclosed for this
G.O.

(F)

Mr. C. F. Badcock, Professor of Dental Surgery, Medical College, was appointed by the Secy. of State in England in September 1894. A copy of his agreement is contained in G.O. No. 849 Educational, d/7th November 1894. It will be observed that this agreement was for a term of five years; that it permitted Mr. Badcock to undertake such private practice as a Dentist as would not interfere with the due performance of his duties; that it fixed his salary at Rs. 40 per mensem; and that (paragraph 9) the agreement is apparently open to continuance after the expiration of the five years.

2. The question of Mr. Badcock's eligibility for exchange compensation allowance under the old rules is dealt with in the papers printed in G.O. No. 167 Finl., d/14th March 1896 and In consequence of the ruling of the Govt. of India vide P.W.D. letter No. 1758 G., d/19th June 1895 on page 3 of that order - that officers engaged on short covenants should receive definite salaries as entered in their covenants and not ~~exchange~~ exchange of compensation allowance unless that also is expressly stipulated in

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To
C. No. 3466

in their covenants, Mr. Badcock was, in the G.O. just quoted, debarred from the allowance together with Mr. Nelson and Mr. Stradiot.

3. Rules V (b) and (c) of the revised exchange compensation rules run as follows:--

V Exchange compensation is not admissible to -

x x x x

(b) 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 Govt., and five years of service under which have not elapsed;

(c) Persons who are not members of any regular service, and who are employed in a professional capacity (such as lawyers, teachers, lecturers, clergymen, medical men) without being debarred from the private exercise of their profession.

4. The Govt. of India drew particular attention to the terms of No.4806 Ex., rule V (b) in its letter/d/28th Octr. 1897, and in Finance and Commerce Dept. resolution No.3692-Ex., d/22nd August 1898, it explained that rule V (b) relates only to persons appointed under a written contract in India but that a European so appointed in England will, under paragraph 3 of the resolution recorded in G.O.No.491 Financial, d/24th June 1897, be entitled

to

CF No 491, Finl. d/24.6.97

G.O.No.918, Finl., d/11-11-97 B M

G.O.No.765 Finl., d/3-9-98 A V

CF (before)



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. As regards the appointments made in India the Govt. of India has declared in paragraph 19 of the resolution recorded in G.O.No.1081 Finl., d/19th Novr. 1898, that gentlemen holding appointments as scientific experts must be classed as eligible for exchange compensation allowance and that by "experts" is meant persons who are selected for particular appointments by reason of their being already experts and not men who merely become so by their being trained as Assistants in Govt. service.

5. The first question for decision is whether Mr. Badcock falls under clause (b) or clause (c) of rule V. If under clause (b) he seems to be entitled to the allowance. If under clause (c) he does not appear to be entitled to the allowance. Submitted that the Accountant General may be consulted u. o. on the point.

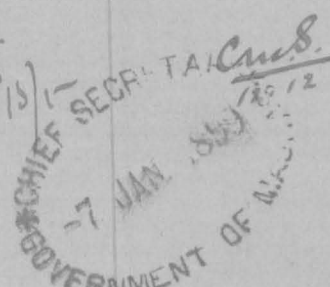
No.2826, d/14.10.98

To A.G. u.o.

I accept the A.G.'s view. I don't think Mr. B. could be classed under (b)

Act 11.1.99.

H.M. Incom. M.A.10



Mr. Badcock clearly comes under clause (c) & is not entitled to P.C.A. - he is not a member of any regular service & is not debarred from private practice -

Read again G.O.No.849 Edcl., d/7-11-94
 " " " " 167 Finl " 14-3-96
 " " " " 918 " " 11-11-97
 " " " " 765 " " 3-9-98
 " " " " 1081 " " 19-11-98
 " also C.No.3466 from the D.P.I.
 No.13196, d/18th Novr. 1898.

Endorsement of the Edcl. Dept. No.
 45, d/25th Novr. 1898.

*Note for orders taken for
 Current No 3633 Finl
 of 1898 (W. P. T. J. J. J.)
 Sn. Comp. Allowance/*

ORDER

No 96 d/14.1.99.

The Govt. considers that Mr.
 C.F. Badcock, Professor of Dental
 Surgery, Medical College, is not enti-
 tled to exchange compensation allow-
 ance, as he falls under clause (c) of
 rule V of the rules contained in the
 Govt. of India resolution No.2422-Ex.,
 d/31st May 1897, and is not debarred
 from private practice..

/From orders/

G.O.No.491 Finl., d/24-6-97

To

The D.P.I. (all = Q)

" Acct. Genl. (all = Q but C.No.

1524 ~~1524~~ Finl. C.No.

3466 = A)

Copy to the Edcl. Dept. (Do-)

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 12.1.99*

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See 2.2

17/1/99

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16/11 1899

AIN G.O., No.
189

DATED

NT No.

LOSURES TO C. No.

DER OF GOVERNMENT

ITTER 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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13-8-10 ✓
 10-7-20 RT ✓
 6-10-25 II ✓

Financial DEPARTMENT.
 Paper taken out of the Records from the charge of the Referencer.
 No. 96, dated 14-1-1899

Date taken out.	FOR WHAT PURPOSE.			Initials of clerk taking the paper or of attender.	Date returned.	Initials of attender.
	Department.	C. No.	Year.			
25-11-20	URB	5252/25	1899		19-12-25	