

Financial (1899) Department.

ORDINARY M.S.

G.O., Nos 631-632

DATED 26-5-99

INDEXED.

PRINTED IN G.O., dated
fin!
19-6-1899. No. 737

[Despatch Abstract.]

Inquiring of the Govt of India whether the fact that the emoluments attached to the app^t of British Consular Agent, Pondicherry + Karikal consist of a local allowance on which exchange compensation allowance is not admissible, was taken into consideration when it was decided that that app^t is one in which European qualifications are indispensable & that Europeans holding that app^t may be entitled to exchange compensation allowance, if personally eligible.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
2162/99							

Public (1899) Department.

CURRENT No. 922.



2 heads

From The British Consular Agent
Pondicherry Karikal

Order *encl*

Transferred to the Finance Dept with reference to G.O. No. 229 dated 13 July 1899.

G. No. 21

Dated 21st March 99

Received

Registered

22.3.99

Enclosures 1

Spare copies.

2. Mr. Cartwright's claim to exchange coupon *alibi* appears to be established.

SUBJECT.

24.3.99 *25/3/99* *Fin. & Commerce Dept* Exchange Compensation Allowance.

Submitting replies to the Questions appended to G.O. No 13, *Fin.* dated 6 January 98 regarding

Sub up 8.9.9. In & Commerce Dept
Order No. 4847 dated 7.5.11. is disposed
1/2 of G.O. No. 11. November 98

CA. Co. 1081 Ind / s.c. & 19.11.98 original is submitted. 24.4.99.

G.O.	No.	Department.	Date.
G.O.	13	Finl.	6 Jan ^y 98
G.O.	229	Finl.	13 Feb ^y 99
G.O.	A. No. 328	Public	8 March 99

G.O.	No.	Department.	Date.

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 Henry O'Connell Cardozo C.I.E.

Office Consular Agent Pondicherry & Karikal.

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.

Answer to rest of the question - No -

2. Are you a European?

Yes

3. Of what nationality was your father?

English.

4. Of what nationality was your mother?

Irish

5. In what country were they married and when?

India - 1838

6. In what country were you born and when?

India. 18 January 1839

7. In what country or countries were you educated and for how long in each?

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?

England & 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?

England.

11. In what country or countries, and for how long, did he reside—

(i) before you were born?

England - 21 years

(ii) since your birth to the present time?

India - about 4 years

India - 30 years

England - rest of his life

12. If he was ever in India, state—

(i) when?

From about 1835 to 1869

(ii) for how long?

About 35 years.

(iii) in what capacity?

Mercantile business and Service of Madras Municipality.

(iv) (a) how often did he leave this country?

Once.

(b) when?

1869

(c) for how long?

Till his death in 1876.

(d) in what capacity?

On retirement

(e) in what countries did he reside during the periods of absence?

England

13. If your father is dead, state in what country he died and when?

England - 1876.

Questions.

Answers.

14. In what country or countries, and for how long, did your mother reside?

India as a child
England while at school.
India & England after marriage.

(i) before you were born?

See above -

(ii) since your birth to the present time?

India & England from 1839 to 1869.
After that England.

15. If she was ever in India, state—

(i) when?

See above -

(ii) for how long?

?

(iii) in what capacity?

?

(iv) (a) how often did she leave this country?

Two or three times.

(b) when?

?

(c) for how long?

?

(d) in what capacity?

?

(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?

England - 1883.

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?	<i>My parents were then in India. 1855</i>
18. To what office, service, or department were you first appointed and when?	<i>Please see History of Services of Gazetted officers.</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>Please see History of Services of Gazetted officers.</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>Yes.</i>
21. If your present appointment is not permanent—	
(i) is it for a specified duty only?	
(ii) under what regulation or authority are your allowances fixed?	
22. If appointed by <u>contract</u> <u>agreement</u> , please forward your <u>contract</u> <u>agreement</u> for inspection.	
23. Is your appointment under your <u>contract</u> <u>agreement</u> 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—	<i>2281</i>
(i) how much?	<i>See above.</i>
(ii) at what rate of exchange is it convertible into Indian Currency? and	<i>See above.</i>
(iii) under what rule?	<i>See above.</i>
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.	<i>No.</i>
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>G.O. Financial No 229 dated 13 Feb 99</i>
or	
(ii) (a) that a proportion of Europeans is held by the Government of India to be indispensable in the Service to which you belong; Department and	
(b) that you were appointed as a European for the purpose of maintaining that proportion.	<i>England</i>

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

STATION, *Pondicherry*

Date *21 March 1899*

W. Park
 British Consular Agent
 Signature of claimant.
Pondicherry
Kanikal

BRITISH CONSULAR AGENCY, PONDICHERRY,

21 March 1899.

G No. 21

CURRENT NO. 922

From

H. O' C. Cardozo Esq., C.S.E.

BRITISH CONSULAR AGENT,

PONDICHERRY AND KARIKÁL,

To

The Chief Secretary
to Government
Fort St. George.

Reference : Order - R. No. 328
dated 8 March 99, Public
Department.

Sir,

I have the honour
to submit as directed
replies to the Questions
appended to G.O. No 13, Financial,
dated 6 January 1898.

I have the honour to be
Sir,

Your most obedt. Servant.

H. O' C.

British Consular Agent
Pondicherry & Karikál

Public (1897) Department.

CURRENT No.

CHIEF SECRETARY
19 APR. 1899
MINISTRY OF INDIAN AFFAIRS

From The British Consulate General
Pondicherry & Karikal

Order

To Finance (C.O.)

in continuation of current

No. 922 Public.

G No. 24

Dated 17 April 99

Received 19

Registered

Enclosures 2

Spare copies. —

C.A. Please see below.
The Public have been

labeled together 24
184.20

SUBJECT.

Submitting in the
revised form
replies to the Questions
appended to G.O. No 13,
Fint, dated 6 Jan 98,
regarding Exchange
Compensation
allowance.

Station	Substantive appointment	Date	Officiating appointment	Date
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Admitted to the favourable leave rules, 25th Apl. 1876

Overstayed Priv. leave, 6th and 7th Mar. 1879.

Kurnool, Cuddapah and Bellary.	Dy. Supt., 1st cl., Kurnool, Cuddapah and Bellary.	19 Mar.	83	
Madura	Ditto, No. III Party (Appd) Madura.	21 Mar.	83	
Madras	Ditto, in charge C. Survey Office, Madras.	28 Mar.	83	
N. & S. Arcot	Ditto, d d. No. IV Party, N. & S. Arcot.	2 July	83	
Madura	Ditto, No. III Party, Madura.	26 Sep.	83	

Overstayed Priv. leave 18th June 1884.

On Spl. duty at Central Office to receive instructions regarding the boundary dispute at St. Thomas' Mount, 19th to 26th June 1884.

Madura	Dy. Supt., No. III Party, Madura.	28 June	84	
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On duty at Madras.

Sub leave for 5 days, from 19th Apl. 1885.

Furl. to Eur. for 9 months and 2 days, from 24th Apl. 1885.

Sub leave for 3 days from 26th Jany. 1886.

Madras	Dy. Supt., Rev. Surv. in ch. of Central Office, Madras.	29 Jany.	86	
Ditto	Ditto.			Supt., Rev. Surv. 14 Jany. 87
Ditto	Supt. of Rev. Surv. Madras.	14 July	87	

Companion of the Indian Empire, 20th May 1896.

*Retired 18 Feb 1899 -
and appointed British Consul
Agent Pondicherry & Karikal on
the same date 18 Feb 99*

W. J. P. S.

Extract from the History of Services of Gazetted Officers.

REVENUE SURVEY DEPARTMENT.

SUPERINTENDENT, REVENUE SURVEY.

HENRY O'CONNELL CARDOZO, C.I.E.,

Joined the Service, 21st Mar. 1859.

Born, 18th Jany. 1839

Station	Substantive appointment	Date	Officiating appointment	Date
Masulipatam	2nd Asst. Supt., Rev. Surv., Masulipatam.	21 Mar. 59		
Rajahmundry	Ditto, Rajahmundry	... May 59		
Nellore	Ditto, Nellore	... 4 Apl. 61		
Ditto	1st Asst. Supt. Ditto	... 18 June 62		
Salem	Ditto, Salem	... 8 Apl. 63		
Coimbatore	Ditto. in charge of Detachment, Coimbatore.	22 May 63		
Nellore	Ditto, Nellore	... 31 Mar. 64		

Leave on m. c. for 1 month and 18 days from 15th Jan. 1866.

Ganjam	1st Asst. Supt., Demarcation Party Ganjam.	28 June 66
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Also in charge of Parlakimedi, Rev. Surv. Party, 28th June 1866.

On duty at the Central Office, Madras, 14th Dec. 1867 to 11th Jany. 1868

Kurnool	1st Asst. Supt. Ganjam	Dy. Supt.	12 Jany. 68
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Sub leave for 9 days, from 10th Apl. 1869.

Leave on m. c. to Eur. for 1 year, 2 months and 10 days, from 19th Apl. 1869

St. Thomas' Mount.	1st Asst. Supt., St. Thomas' Mount.	29 June 70
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On duty at Central Office, 24th to 31st July 1870.

Ganjam	1st Asst. Supt., in charge of Survey and Demarcation Party, Ganjam.	9 Aug. 70
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Kurnool, Cuddapah and Bellary.	Dy. Supt., 2nd cl., Kurnool, Cuddapah and Bellary.	12 Dec. 71
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BACK PAPERS.

G.O.	No.	Department.	Date.
G.O.	13	Finl	6-1-98
G.O.	R-328	Pub	8-3-99
G.O.	432	Finl	21-3-99

C.O. 912/98 (10)

FURTHER PAPERS.

G.O.	No.	Department.	Date.

QUESTIONS TO BE ANSWERED BY OFFICERS CLAIMING EXCHANGE COMPENSATION ALLOWANCE.

Name of Claimant Henry D'Connell Cardozo
Office Consular Agent Pondicherry & Karikal.

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.
Answer to rest of question
No -

2. Are you a European?

yes.

3. Of what nationality was your father?

English

4. Of what nationality was your mother?

Irish

5. In what country were they married and when?

India. 1838

6. In what country were you born and when?

India - 18 Jan 1839

NOTE.—If appointed in England and No. 2 is answered in the affirmative, questions 7 to 19 need not be replied to.

7. In what country or countries were you educated and for how long in each?

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?

England & India

9. What country was your father born?

England.

Questions.	Answers.
10. In what country or countries was he educated and for how long in each?	England
11. In what country or countries, and for how long, did he reside—	
(i) before you were born?	England - 21 years
(ii) since your birth to the present time?	India - about 4 years
	India - about 30 years
	England - rest of his life
12. If he was ever in India, state—	
(i) when?	From about 1835 to 1869
(ii) for how long?	about 35 years
(iii) in what capacity?	Mercantile business and service of Madras Municipality
(iv) (a) how often did he leave this country?	Once
(b) when?	1869
(c) for how long?	Till his death in 1876
(d) in what capacity?	On retirement
(e) in what countries did he reside during the periods of absence?	England
13. If your father is dead, state in what country he died and when?	Died in England 1876

Questions.	Answers.
14. In what country or countries, and for how long, did your mother reside—	India as a child
(i) before you were born?	England while at school
(ii) since your birth to the present time?	India and England after marriage — upto 1869. After that England.
15. If she was ever in India, state—	
(i) when?	Please see above
(ii) for how long?	
(iii) in what capacity?	
(iv) (a) how often did she leave this country?	Two or three times
(b) when?	
(c) for how long?	
(d) in what capacity?	
(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?	Died in England in 1883

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

G No. 24

From

H. D. C. Cardozo Esq. C.S.E.
BRITISH CONSULAR AGENT,
PONDICHERRY AND KARIKAL,

To

The Chief Secretary
to Government
Fort St. George.

Reference: Order R. No. 328
dated 8 March 99, Public
Department; also my letter
G. No. 21 dated 21 March 99.

Sir, I have the honour
to submit in the
revised form replies
to the Questions appended
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?	My parents were then in India — 5 Sept 1855
18. To what office, service, or department were you first appointed and when?	Assistant Superintendent Madras Survey. 21 March 1859.
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.	Please see Extract attached - from the History of Services of gazetted officers. I have not got the book to refer to.

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.

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

STATION, Pondicherry
Date 15 April 1899.

British Consular Agent
Signature of Claimant.
Pondicherry & Karikal.

to G.O. No. 13, Financial,
dated 6 January 98.

I have the honour to be,
Sir,

Your most obedient servant,

British Consular Agent
Pondicherry & Karikal.

G
24
] 000-25-3-98

Financial DEPARTMENT.



No. 922 From the British Consular Agent, No. 21, dated 21.3.1899.
Pondicherry & Karikal
" 1202 " " " 24 " 17.4.1899.
" " " " " " 189 .
" " " " " " 189 .

162 CB
FOR ORDERS

In para 3 of Govt. of India, Fin:

G.O.No.229 Finl., d/13-2-99 and Commerce Dept. No.463-Ex., d/31st
January 1899, the Govt. of India intimat-
ed that the appointment of British Con-
sular Agent, Pondicherry, is an appoint-
ment in which European qualifications
are indispensable and that a European
holding this appointment may be admitted
to the exchange compensation allowance,
if personally eligible, that is, if not
barred as a Statutory Native of India.
From the replies to the usual questions
forwarded by Mr. Cardozo it will be seen
that he is not a Statutory Native of

India

India, ^{as a} Although he was born in India
his father on retirement ^{settled} stayed in England
and died there. His mother also died
in England. Mr. Cardozo's claim there-
fore appears to be admissible under
the Govt. of India ruling just quoted.

But in dealing with the treatment of
the appointment of British Consular Agent

at Pondicherry as regards exchange com-
pensation allowance, it appears to have

been overlooked throughout the corres-
pondence both here and by the Govt. of

India that the British Consular Agent

is paid by means of a local allowance.

Art: 41 ^E of the Civil Account

Code states that in the case of officers

whose emoluments are governed by the

C.S.R. exchange compensation allowance

is admissible only on salary as defined

in art: 47 of the Regulations. Article

47 of the C.S.R. excludes local allow -

ance from the definition of salary.

It is for Orders ~~are collected~~ whether the

attention of the Govt. of India may be

drawn to this fact or whether it may

be

note marked with red chalk and
flagged E in G.O.No.1426, Publ.
d/1st Novr. 1897.

Para 2 of the above G.O. D

Appendix to letter No.481 Finl.
d/26th May 1898, page 4. B



This Public

Office
Type write my draft.
done
M/S/22 & send on.
5/5/99
Cust
30. 4/11

C 16.5-99 C 18.5-99

Financial DEPARTMENT.

be taken for granted that the Govt.
of India ^{took} ~~has taken~~ into consideration
the fact that ^{the} British Consular Agent
is paid by means of a local allowance
when it admitted the office to the al-
lowance in para 3 of its letter quoted
above.

Cust.
26.4.99
Notice New India
attention and all -

For the C.S.

Please see draft below
Perhaps before communicating
with India, the C.S. views
on the point may be obtained

Cust.
30.4.99
Mr. Thunrich has
been in hearing what he
has to say about it.

To

The AG u.s. No. 1207 25-5-99

It seems necessary to address India

as proposed

W.D.
11/5

C. No. 51 d/11-5-99

[$\frac{G}{24}$]
1,000-25-3-99

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c 16.5-99
1217.5-99
c 18.5-99
1216.5-99

Financial DEPARTMENT.

13

C. No. 9220.4 From the B.C.A. Pondicherry, No. 921, dated 21-3-1899.
" 1202 " " " 924, " 17-4-1899.
" " " " " " 189 .
" " " " " " 189 .

ORDER:- No. 631 dated 26.5.99.
Mis.

H. M.
H. E. M. L. C.

The Govt. of India will be addressed.

(Pto) Cms.
30.4.99

15.5.99

LETTER:- No. 632.

To
The Secretary to the Govt. of India,
Fin. and Com. Dept.

Sir,

I am directed to refer to the correspondence ending with Mr. Meyer's letter No. 463-Tr, dated the 31st January 1899, in para. 3 of which it was intimated that the appointment of British Consular Agent, Pondicherry, is an appointment in which European qualifications are indispensable and that Europeans holding this appointment may be admitted to exchange compensation allowance if personally eligible, that is,

Emu.
H. E. M. L. C.
1216.5.99
J. H. H.
25.5.99

G.O. No. 229, d/ 13-2-99. A

J. H. H.

if not barred as Statutory Natives of India.

2. In the correspondence on the subject it appears to have been overlooked that the emoluments attached to this appointment consist of a local allowance, on which exchange compensation allowance is not admissible under the terms of article 41 B of the C.A. Code.

3. I am directed to enquire therefore whether the fact was taken into consideration when the decision referred to in para. 1 supra was arrived at; and to state that in any case the Governor in Council considers that the particular post should form an exception to the special rule in article 41 B of the C. A. Code.

(Intd) Ans
20.4.99

[Handwritten signature]

For orders

(Intd) Ans

[Handwritten signature]

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

READ AGAIN G.O., No.
189

, DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILLED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
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P = Copy abstract only.
Q = Copy heading only.