

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 364

Press
~~Mis.~~

162 + 63

Dated 14. 3. 1884 - 10

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Not to be folded or roughly handled

Proceedings of the Madras Government, Judicial Department,
14th March 1864.

No. 162. Read the following Proceedings of Government in the Financial Department, dated
3rd March 1864, No. 144.

*Communicating Resolution of the Government
of India, that the Civil Department should
be debited with the entire salary or emolu-
ments of a Military Officer in permanent
Civil employ, alike during leave as when he
is present, also with the emoluments of his
substitute.*

(Vide Proceedings Financial Department, dated
3rd March 1864, Nos. 3 & 4.)

No. 163. ORDER THEREON, 14th March 1864, No. 364.

Communicated to the Inspector General of Police, and to the Agents in Ganjam and
Vizagapatam.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

Fort William, the 28th November 1863. *a*

Read again the undermentioned Papers :—

Financial Consultation, 30th December 1859, Nos. 131 to 133.

Financial Proceedings of 5th March 1860, Nos. 96 and 97.

Financial (Leave, &c.,) Proceedings of September 1862, Nos. 45 to 51.

RESOLUTION.—The Governor General in Council observes that it is a general rule of the Public Service that no Officer acting in an appointment shall, under the Rules for Deputation Allowance draw higher emoluments than he would receive if confirmed in the appointment, and His Excellency in Council is pleased to direct that in applying this general rule in Departments where the appointments are in classes, which again are sub-divided into grades, an Officer appointed to officiate for an absentee of a senior grade in a class higher than his own shall be restricted to the salary of the lowest grade of the class in which he may be officiating, in those cases in which his emoluments would, by the ordinary mode of computing the Deputation Allowance, exceed that salary.

ORDER.—Ordered, that the foregoing Resolution be published in the *Government Gazette*, and that copies thereof be forwarded to the
Foreign and Home Departments;
Governments and Civil Paymasters in Bengal, Madras, Bombay, the North Western Provinces, and the Punjab;
Government of the Straits' Settlements.

No. 5914.

His Excellency the Governor-General in Council is pleased to sanction the re-publication of the following General Order issued from the Military Department :—

No. 157A. of 1863.—His Excellency the Governor General is pleased to publish the following Extracts of a Despatch from the Right Hon'ble the Secretary of State for India, No. 311, dated 31st August 1863, regarding the absentee and acting allowances of Military Officers in Civil employ, the provisions of which are applicable to all the Presidencies :—

Para. 31.—With your Despatch No. 23, in the Financial Department, you forward a further Report from the Committee of Secretaries regarding the absentee and acting allowances of Military Officers in Civil employ, with a note thereon by your Financial Secretary.

32.—You concur generally in the recommendations of the Secretaries, with the amendments noted by the Financial Secretary, and propose the adoption of the following principles :—

1st.—That every Military Officer in Civil employ, when on leave, should draw pay under the Military Rules; and

2nd.—That every Military Officer when acting in any Civil appointment should draw his Civil pay under the Civil Rules.

33. Upon these two principles you propose the following Rules for the Officer on leave :—

A Military Officer in Civil employ on leave, either in India or in England, shall draw precisely the pay which he would be entitled to draw under the Military Leave Rules, except when on privilege leave as hereafter specially provided.

Such pay shall be provided from the Civil Department excepting only in cases where the allowances so drawn would exceed the entire Civil pay of the appointment, when the excess will be paid by the Military Department. The Staff salary of any Officer shall be held to be the difference between the Indian pay and allowances of his rank and the full salary of his permanent appointment.

34.—For the Acting Officer your Government proposed the following Rules :—

A Military Officer acting for another in Civil employ shall draw Deputation Allowance under the Rule by which the allowance is granted to Covenanted Civil Servants.

If the Officer be in Military Staff employ such Deputation Allowance will be given in addition to his Military pay and allowances plus half the Staff pay of his substantive appointment.

If the Officer hold no substantive Staff appointment, Civil or Military, it will be given in addition to his Military pay and allowances.

A Military Officer in Civil employ performing the duties of his substantive appointment, and at the same time officiating in another, is entitled to his substantive salary, and in addition to a Deputation Allowance of 20 and 10 per cent. on the Staff salary of the appointment in which he is officiating, provided the pay of the substantive appointment, with the addition of the Deputation Allowance, does not exceed the pay of the higher appointment.

A Subordinate acting for his Principal or for any other Officer at the same Station is not entitled to Deputation Allowance for the first month while so acting, unless he is required to act on two occasions within a brief period (say twelve months), in which case he draws Deputation Allowance for the whole period during which he may have held the appointment in excess of one month as if he had acted continuously.

A Military Officer proceeding from one Civil appointment to another shall be allowed to draw, during the authorized period of transit, out of the salary of the office he is about to join, a sum equal to that of his previous situation. This Rule to be preceded by an order making the Civil Rules for joining time applicable to Military Officers in Civil employ.

A Military Officer in Civil employ can take three months' cumulative privilege leave (under the Civil Rules only), but he must earn it by thirty-three months' continuous service in the Civil Department alone.

35. These several Rules are approved of.

(Signed) H. W. NORMAN, Lieutenant-Colonel,
Secretary to the Government of India with the Governor General.

2. In accordance with the instructions of the Secretary of State, quoted above, His Excellency in Council is pleased to declare that Military Officers transferred from one Civil appointment to another shall, in respect to joining time, be subject to the same Rules as Covenanted Civilians.
3. His Excellency in Council is pleased also to decide that in Departments where appointments are in classes and grades, the Deputation Allowances of Military Officers in Civil employ shall be subject to the Rule of Limitation contained in Financial Resolution No. 5913 of this day's date.

No. 59153.

The 30th November 1863.

Under Sections 4 and 7 of Act X of 1862, the Governor-General in Council is pleased to direct that from and after the 1st of January 1864, blue adhesive Stamps, superscribed "India Customs one anna," shall be used for applications to the Collectors of Customs in Calcutta, Madras and Bombay, under Article I., Schedule B of the above Act, in place of the adhesive Receipt Stamps, the use of which for such applications was authorized by a Notification in the Home Department, dated 2nd June 1862.

No. 5917.

The 1st December 1863.

The following Statement of the Silver received and coined in the Mints of Calcutta, Madras and Bombay, in September 1863, is published for general information:—

STATEMENT of the Silver received and coined in the Mints of Calcutta, Madras and Bombay in September 1863.

	CALCUTTA.			MADRAS.			BOMBAY.		
	Bullion or Coin received during the month, valued in Rupees.		Coined and examined during the month, valued in Rupees.	Bullion or Coin received during the month, valued in Rupees.		Coined and examined during the month, valued in Rupees.	Bullion or Coin received during the month, valued in Rupees.		Coined and examined during the month, valued in Rupees.
	Government.	Merchants.		Government.	Merchants.		Government.	Merchants.	
In Sept. 1863.	..	1,997	87,806	669	47,918	8,38,614		2,65,278	35,09,584

(Signed) E. H. LUSHINGTON, Secretary to the Government of India.

Re-published by Order of the Hon'ble the Governor in Council.

A. J. ARBUTHNOT, Chief Secretary.

MILITARY DEPARTMENT.

GENERAL ORDERS BY THE HON'BLE THE GOVERNOR IN COUNCIL.
FORT ST. GEORGE, 5TH DECEMBER 1863.

No. 435 of 1863.—The following movement is notified:—

Corps From To
Her Majesty's 76th Foot England Fort Saint George.

FORT ST. GEORGE, 8TH DECEMBER 1863.

No. 436 of 1863.—The Hon'ble the Governor in Council is pleased to make the following Appointments:—

Captain H. C. Mottet, 2nd Class Sub Assistant Commissary General, to act as 1st Class Sub Assistant Commissary General, vice Captain R. Q. Mainwaring, on sick leave.
Lieutenant J. C. Gunning, 2nd Class Sub Assistant Commissary General, to act as 1st Class Sub Assistant Commissary General, vice Captain T. W. Stansfeld, on sick leave.

The undermentioned Officers have returned to their duty, by permission of the Home Government, without prejudice to their rank:—

Major (Brevet Lieut.-Colonel) F. J. Goldsmid, Staff Corps, } Arrived at Bombay on the
Collector of Kurrachee } 26th November 1863.
Lieutenant A. W. Foord, 14th Regiment Native Infantry... Arrived at Madras on the
7th December 1863.

The undermentioned Officers are permitted to proceed to Europe on medical certificate, and to embark from Madras:—

Captain A. Cooper, of the late 46th Regiment Native Infantry, doing duty 37th Regiment Native Infantry, for fifteen months, under the regulations of 1854.
Lieutenant C. G. Gunning, 37th Regiment Native Infantry, for three years, under the old regulations.

The leave to Sea and New Zealand granted to Lieutenant W. H. S. Clarke, of the late 7th Regiment Light Cavalry, in G. O. G. dated 7th November 1862, No. 431, is extended to the 28th November 1863.

Proceedings of the Madras Government, Financial Department,

3rd March 1864.

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No. 3. Read the following Extract from the Proceedings of the Government of India, in the Financial Department, dated 11th February 1864, No. 821.

Read again the undermentioned papers regarding the apportionment of charge between the Civil and Military Departments, on account of the pay and allowances of Military Officers in Civil employ:—

Financial Resolution, No. 1560, and Notification No. 33, of the 7th March 1862.

Financial Resolution, No. 3097, of the 11th July 1863.

Endorsement (No. 8) from the Board of Audit, forwarding a copy of its Proceedings of the 22nd May 1863.

Financial Notification, No. 5914, of the 28th November 1863.

Read a Memorandum from the Civil Paymaster, Fort William, No. 3476, dated the 5th December 1863, submitting certain questions with reference to some of the foregoing orders.

RESOLUTION.—His Excellency the Governor General in Council observes that the orders of the Secretary of State, re-published in Financial Notification, No. 5914, of the 28th November 1863, proceed on the principle that, without observing any distinction between officers of the Staff Corps, and those on Regimental Cadres, the Civil Department should bear the entire charge on account of the emoluments of a Military officer in Civil employ, alive when he is on leave as when present, and also the entire charge for his substitute for the period that the Civil Department has the services of the latter.

2. This principle is modified only to the extent that, when the emoluments of a Military officer in Civil employ, on leave, cannot be provided, entirely, from the salary of his Civil appointment, the excess is to be paid by the Military Department.

3. But this excess cannot be ascertained without keeping an account of the payments to the absentee and his *locum tenens*, during the entire period of absence. A further difficulty would also arise in the case of a Military officer in Civil employ who does not belong to the Staff Corps, inasmuch as, under the present rule, his net pay is issuable in the Military Department, whereas it will, as part of the consolidated Civil salary, be henceforth chargeable to the Civil Department.

4. Accordingly, His Excellency the Governor General in Council is pleased to direct that Civil appointments to which a consolidated Civil salary is attached, the Civil Paymaster shall pass to the debit of the Civil Department the entire salary or emoluments of a Military officer in permanent Civil employ, alive during leave when he is present, and whether he belong to the Staff Corps or not, as also the emoluments of his substitute.

5. In giving effect to this Resolution, the Military Finance Department will be careful not to discontinue the issue of any Military pay, now being disbursed in that Department, which may be henceforth payable in the Civil Department, without so arranging in communication with the proper Civil Paymaster, as to avoid embarrassment or inconvenience to the officer concerned.

Ordered that copies of the above Resolution be forwarded to the Foreign, Home, Military, and Public Works Departments, Governments of Bengal, Madras, Bombay, the North-Western Provinces, the Punjab, and the Straits Settlements.

Auditor General of India.

Accountant General to the Government of India.

Military Finance Department.

Deputy Auditors and Accountants General, Bengal, Madras, Bombay, the North-Western Provinces, the Punjab, the Central Provinces, and Hyderabad, Civil Paymasters, Bengal, Madras, Bombay, the North-Western Provinces, and the Punjab.

(A true Extract)

(Signed.) E. H. LUSHINGTON,

Secretary to the Government of India.

Proceedings of the Madras Government, Financial Department,
3rd March 1864.

No. 4. ORDER THEREON, 3rd March 1864, No. 144.
Communicated to the undermentioned Departments:—
Revenue, Judicial, Public, Political, Military, and Public Works.
(True Extract.)

Signed J. J. Subramaniam
Chief Secretary.

To the *Judicial* Department.

No. 364 - 14th March 1864.

ditto of 22. March

*Communicated to the Inspector Genl.
of Police, & to the Agents in Ganjam &
Vizagapatam.*

*The Inspector Genl. of
Police.
Agent in Ganjam
Vizagapatam.*

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17.3.64

*Proceedings of Govt. in the
the 14th 1864*

18th 1864

18th 1864

*Communicated to the
Inspector of the Genl. of
Police that the Genl. of Police
should be advised with the
active action or endorsement
of the Public Officer in the
Revenue, Judicial, Military
and Public Works, as
when the Government, also
with the Government of
the substance.*

Exd. J. Subramaniam

With and Orders