

Local & Muni. (1899) Department.

MISCELLANEOUS.

G.O., No. 644 M.

DATED 24-4-99.

INDEXED.

DESPATCHED

[Despatch Abstract.]

Establishment.

Communicating to the Municipal Council of Cochui,
the remarks of the Surgeon General regarding the appointment
of D'Rosario, 1st Class Hospital Assistant, in the Cochui
Municipality.

BACK PAPERS.

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

FURTHER PAPERS.

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

Local & Munl. (1899) Department. t.

CURRENT No. 929m



Current No 776m & 929m

Order

N^o 544 m mnd 24/4/99

From

Surgeon General, C.B. Hill,
Surgeon General with the foot of the

No. 544

The remarks of the Surgeon-
General, in which the Govern-
ment concurs, will be communicated
to the Municipal Council of Cochim.

Dated the 25th March 1899.

Received } 29th March 99

Registered

Enclosures / X4 C. no 776m 899

Spare copies. in returned.

SUBJECT.

Commenting on the report
of the Chairman, Municipal
Council, Cochim, ^{regarding} the appoint-
ment of 1st Class Hospital Assist-
ant Ad Rozario N^o 178 in the
Cochim Municipality.

To

The Chairman, M.C. Cochim,
" Surgeon General

21/4/99

BACK PAPERS.

G.O.	No.	Department.	Date.

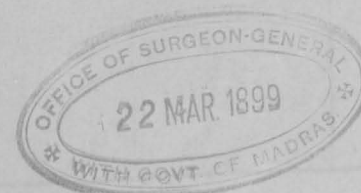
FURTHER PAPERS.

G.O.	No.	Department.	Date.

Local & Munl. (189) Department.

Enclosure No. / to Letter No. 947 d/ 25.3.99

CURRENT No. 776 m



From

The Chairman
Municipal Council
Cochin.

No 334 of 21-5-99
Order

Referred to the Surgeon-General

for remarks.

(By order)

Aldington

Ag Assistant Secretary.

No. 129.

Dated 4-3-99.

Received

Registered

Enclosures — 1 —

Spare copies.

SUBJECT.

Requesting the sanction of His
Excellency the Governor in Council
to the appointment of Hospital
Assistant Mr. Rozario to the
existing vacancy in the Cochin
Municipality.

To

The Surgeon-General

MP
18-3-99

22/7/3
n/o

BACK PAPERS.

G.O.	No.	Department.	Date.
	2157	Med.	15-12-98

FURTHER PAPERS.

G.O.	No.	Department.	Date.

500 Copies
3-6-97.

Enclosure No. 2 to Letter No. 847d/25399

Extract from the Proceedings of a Meeting of the Municipal Council,
Cochin, held on Saturday the 25th February 1899.

Present.

A. G. Gover Esq. Chairman. M. R. Ry. K. V. Lakshmana Rao avergal
Messrs G. F. Pereira. " Kaku Kaku, avergal.
F. X. Augustus. " K. B. Bastian avergal.
J. L. D'Silva " R. Palani andi achari avergal
H. D'Almeida

x

x

x

x

10. Read G. O. No. 2157 in mis. dated 15th December 1898.

Proposed by Mr. F. X. Augustus, seconded by Mr. J. L. D'Silva
that the Chairman be requested to address Government
pointing out that the endorsement of the Surgeon General
therein referred to erroneously assumes that Mr. Fernandez
is the permanent incumbent of the office of Hospital Assis.
tant, seeing that under section 42 of the Act, the appoint-
ment of such officer vests in the Chairman subject to
the approval of the Government and no such appointment
has been made Mr. Fernandez having been sent merely
to act after the resignation of the former Assistant
Mr. Subramany and likewise to request that the
Government may be pleased to lend the services of
Hospital Assistant Mr. L. D. Rozario for appointment
to the existing vacancy by the Chairman.

Carried unanimously.

x

x

x

x

(Sig) A. G. Gover
Chairman

(True copy)

Municipal office
Cochin March 1899

A. G. Gover
Chairman

Municipal Office
Cochin 4th March 1899.

No. 129.

From,

Enclosure No. 3. to Letter No. 877 d/25.3.99

Alfred G. Gover Esquire

Chairman Municipal Council

LOCAL & MUNICIPAL DEPT. Cochin.

PRINT No. 776 m.

The Secretary to Government
Local & Municipal Department
Madras.

Sir,

I have the honor to forward herewith copy of a Resolution of the Municipal Council, Cochin dated 25th February 1899 having reference to G. O. No. 2157 M. P. dated 15th December 1898 and to draw your attention to the fact that the Surgeon General's endorsement on my letter No. 891 dated 29th Nov. 1898 upon which the G. O. is based is erroneous in its suggested fact, namely, that Mr. Fernandez is the permanent incumbent of the Office in question.

I have the honor also to invite your attention to the provisions of Section 142 of the Municipal Act by which the duty of making all appointments in the Municipality rests in the Chairman subject to such Rules as may be framed by His Excellency the Governor in Council and in cases where the salary amounts to Rs. 50 and upwards, subject also to the approval of His Excellency the Governor in Council. No such appointment has yet been made since the resignation of Mr. Sabramony. Hence no permanent incumbent exists at present.

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776/m/99

The Council is very desirous of obtaining the services of Mr. Rozario. I would therefore request you to be good enough to obtain the sanction of His Excellency the Governor in Council to the appointment of Mr. Rozario if the exigence of the public service allow of the loan of his services to this Municipality.

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I have the honor to be

Sir,

your Most obedient servant

Refred G. Govan

Chairman

[15]

Enclosure No. 4 to Letter No. 847d/25.3.97

No. 172.

Extract from Orders by the Surgeon-General with the Government of Madras, Madras, the 12th September 1898

URGEON-GENERAL

NMENT OF MADRAS,

25th March 1899

Rank.	Name.	From	To
1st Class Hospital Assistant.	A. Fernandez No. 373.	On expiration of leave.	Placed at disposal of Chairman, Municipal Council, Cochin, vice 1st Class Hospital Assistant M. Subramani, No. 58.
-----do-----	M. Subramani No. 58.	Municipal Hospital, Cochin.	To report himself to the District Medical and Sanitary Officer, South Canara, for orders

.P.I.,

DRAS,

DEPARTMENT.

(True copy)

Captain, I.M.S.,
Secy., Surgeon-General
with the Govt. of Madras.

(True Extract.)

(Signed) C. Donovan,

Captain, I.M.S.,

To

The Chairman,
Municipal Council,
Cochin.

Secretary, Surgeon-General with the
Government of Madras.

[P.T.O.]

This was a permanent arrangement as will be seen from a copy of the posting order, herewith attached, and no objection was at the time taken by the Chairman or the Municipal Council.

2. On the 6th October following I received a communication from the Chairman forwarding for "favorable consideration a private letter addressed to him by 1st Class Hospital Assistant

The Council is very desirous of obtaining the services of Mr. Rozario. I would therefore request you to be good enough to obtain the sanction of His Excellency the Governor in Council to the appointment of Mr. Rozario if the exigence of the service

[15]

Enclosure No. 4 to Letter No. 1847d/25.3.99
No. 172.

Extract from Orders by the Surgeon-General with the Government of Madras, Madras, the 12th September 1898

Rank.	Name.	From	To
1st Class Hospital Assistant.	A. Fernandez No. 373.	On expiration of leave.	Placed at disposal of Chairman, Municipal Council, Cochin, vice 1st Class Hospital Assistant M. Subramani, No. 58.
-----do-----	M. Subramani No. 58.	Municipal Hospital, Cochin.	To report himself to the District Medical and Sanitary Officer, South Canara, for orders

(True copy)

Donovan
Captain, I.M.S.,
Secy., Surgeon-General
with the Govt. of Madras.

(True Extract.)

(Signed) C. Donovan,

To
The Chairman,
Municipal Council,
Cochin.

Captain, I.M.S.,
Secretary, Surgeon-General with the
Government of Madras.

[P.T.O.]

[1]

No. 1847

From

SURGEON-GENERAL C. SIETHORPE, C.B., F.R.C.P.I.,

LOCAL & MUNICIPAL DEPT
To 929m

THE HON'BLE THE CHIEF SECRETARY TO GOVERNMENT,

Local and Municipal DEPARTMENT.

SIR,

In returning your endorsement No. 25, Land M dated 21st March 1899 with its annex I have the honor to state that on the 12th September 1898, 1st class Hospital Assistant Subramani No 58 of the Municipal Hospital Cochin having, owing to the exigencies of the service, been transferred to South Canara District a substitute 1st class Hospital Assistant (No 373) was deputed to replace him as required by Section 40 (4) District Municipalities Act. This was a permanent arrangement as will be seen from a copy of the posting order, herewith attached, and no objection was at the time taken by the Chairman or the Municipal Council.

2. On the 6th October following I received a communication from the Chairman forwarding for "favorable consideration a private letter addressed to him by 1st Class Hospital Assistant

Assistant Doctor No 178 of the Presidency Hospital, Swandrum, requesting to be recommended for the vacancy at Cochin in conjunction with the Councillors.

3. Apart from the fact that Hospital Assistant Dr. Rozario's procedure was most irregular, it was too late to comply with his request as a permanent posting had already been made, but he was appointed to act for Hospital Assistant Fernandez during the absence of the latter on sick leave and it was during this time that the Municipal Council endeavoured to secure Hospital Assistant Dr. Rozario's services permanently, as will be seen from their application to Government disposed of in G.O. No 2167 Mys Lm. dated 15th December 1898.

4. The posting of Hospital Assistant Fernandez being in accordance with Section 40 (4) of the Act, it is not now open to the Council to ask for its cancellation unless they are prepared to make their own arrangements for manning their hospital and require no other substitute from Government. Section 42 of the Act does not appear to me to bear on the subject as it is, in my opinion, applicable to non-municipal servants referred to in Sections 39 and 41 of the Act and not to Government

When
Wh

Government subordinates lent to municipalities. The Council's contention that Hospital Assistant Fernandez was only sent to act for Hospital Assistant Labramani is against fact as will be seen from the posting order referred to in part of this letter and both the Chairman and the Council seem to ignore the provisions of para 40 (4), which alone govern the cases of Government servants lent to municipalities.

5. Hospital Assistant Fernandez has been attached to the Municipal Hospital, Cochin, since the latter part of 1898 and it is most unfair that he should now be sent away for no fault of his and not on any public grounds but simply to make room for another Hospital Assistant, who has asked the Chairman to secure the appointment for him. Such an arrangement, if sanctioned, will be subversive of all departmental discipline and create a very undesirable precedent, which is likely to lead to considerable friction and trouble hereafter.

I have the honor to be,
Sir,

Your most obedient servant

C. S. Brooke

Surgeon General

Surgeon General with the Govt. Name

When given for copying _____
When copied _____ } 189 .
When examined _____
When signed 9/6/11

READ AGAIN G.O., No. _____, DATED _____
189 .

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.