

MADRAS RECORD OFFICE.

Block No. 2

Paper taken out of the Records from the charge of the Referencer,

Dept. *Marine*

Press
Mis.
Rout.

No. 985, dated 25-11-1898

Rank No.
Range.

Date taken out	FOR WHAT PURPOSE.			Initials of Referencer.	Date returned.	Initials of attender.
	Department	C. No.	Year.			
3/10/98	Marine	Supdt		<i>[Signature]</i>	4/2/99	

1373
Marine (1898) Department.

G.O., No. 985 Marine

✓
DATED 25th Nov '98

[Despatch Abstract.]

Local allowances to Port officers

Stating that the Port Officer in receipt of a local allowance can draw the allowance while on privilege leave, provided his locum tenens does not draw it. Stating that Mr. Hamilton the locum tenens of Mr. Hamilton, Port Officer, Calcutta, should draw the allowance for the period ^{he is} on leave. And that future cases of the kind ^{should} be regulated in a similar manner.

80/4 cb

25/11/98

<i>Recd.</i>	} 1898.	<i>Enclosures</i>
<i>Regd.</i>		<i>Spare copies</i>

G.O., No. 985, 25th November 1898.

NOVEMBER.

Local allowances to Port Officers

Stating that a Port Officer in receipt of a local allowance can draw the allowance while on privilege leave, provided his *locum tenens* does not draw it, and observing that the *locum tenens* of Mr. Hamilton, Port Officer, Calicut, should draw the allowance for the period the latter was on leave, and that future cases of the kind should be regulated in a similar manner.

GOVERNMENT OF MADRAS.

MARINE DEPARTMENT.

READ—the following paper:—

From Commander H. A. STREET, R.I.M., Presidency Port Officer, Madras, to the Secretary to Government, Marine Department, Chepāk, dated 28th October 1898, No. 474/377 G.

I have the honour to acquaint you, for the information of Government, that Mr. N. A. W. Hamilton, Port Officer, Calicut, who was on privilege leave from the 6th June to the 3rd September 1898, was informed on his return to duty by the Treasury officer, Calicut, that he could draw, while on privilege leave, the personal allowance attached to his post and sanctioned in G.O.s, Nos. 51 and 234, Marine, dated 11th February and 28th June 1890, respectively. Mr. Hamilton, however, felt a doubt on this matter, as the opinion of the Treasury officer was opposed to the instructions issued by this office in February 1892 that the personal allowance granted to Port Officers cannot be drawn while on leave (these instructions were in accordance with the orders of Government, No. 49, Marine, dated 3rd February 1892) and addressed the Accountant-General whether he could draw it for the period of his privilege leave. The Accountant-General, in reply, appears to have informed him that the personal allowance granted to Port Officers is a "Local allowance" and that under article 300 of the Civil Service Regulations, it can be drawn by him while on privilege leave, provided it is not drawn by his *locum tenens* and that the allowance in question does not fall under article 47 of the Civil Service Regulations.

2. As Mr. Hamilton has now asked me whether the instructions issued by this office in February 1892 should be held to have been superseded by article 300 of the Civil Service Regulations as stated by the Accountant-General, I beg to enquire whether the Government agrees with the view of the Accountant-General, Madras.

ORDER—No. 985, Marine, dated 25th November 1898.

In his letter recorded above, the Presidency Port Officer raises the question of the eligibility of a Port Officer in receipt of a personal allowance attached to a post to draw the allowance while on privilege leave. The Accountant-General is of opinion that the allowance, being a "Local" one, can, under article 300, Civil Service Regulations, be drawn by an officer on privilege leave, provided it is not drawn by his *locum tenens*.

2. The circumstances under which these local allowances were granted are detailed in the orders quoted in the margin. They are, as stated in paragraph 8 of G.O., No. 51, Marine, dated 11th February 1890, "attached to the port concerned, and not to the officer in charge of the port." His Excellency the Governor in Council agrees with the Accountant-General that an allowance of this kind falls under the regulations

applicable to *Local* allowances, and can be drawn by an officer while on privilege leave, provided his *locum tenens* does not draw it. In the case under reference, however, a *locum tenens* was appointed, and he was one of the officers declared eligible, under G.O., No. 51, Marine, dated 11th February 1890, to receive local allowances. The *locum tenens* should, therefore, draw the allowance, and future cases of the kind should be regulated in a similar manner.

(True Extract.)

Under Secretary to Government.

To the Presidency Port Officer.
Accountant-General.

Ed. A. Rungasawmy Aiyangar.

Papers to be read in Proceedings:—

Again G.O., dated

189 , No.

Again G.O., dated

189 , No.

Letter

Current No. 474/377 G of 1898, dated 28th October, from the P.P.O.

" " " 189 , " , "

" " " 189 , " , "

ORDER. No. 985-March 25-11-98.

In his letter recorded above the Presidency Port Officer raises the question of the eligibility of a Port Officer in receipt of a personal allowance attached to a port to draw the allowance while on privilege leave. The Accountant General is of opinion that the -- allowance being a "Local" one, ~~can~~ can, under Article 300 Civil Service Regulations, be drawn by an officer on privilege leave, provided it is not drawn by his locum tenens.

2. The circumstances under which these local allowances were granted are detailed in the orders quoted in the margin. They are ^x as stated in para 8 of G.O.No.51 Marine dated 11th February 1890, "attached to the port concerned, and not to the officer x x in charge of the port". His Excellency the -- Governor in Council agrees with the

^xG.O.Nos.51-2 Mar.d/11.2.90.
,,No.234 Marine d/28.6.90.

the Accountant General that an allowance of this kind falls under the Regulations applicable to Local allowances, and can be drawn by an officer while on privilege leave, provided his locum tenens does not draw it.

As a matter of administrative expediency, however, His Excellency in Council is of opinion that the allowance should preferentially fall to the locum tenens, provided he is otherwise eligible to receive it, i.e. if he is one of the officers declared eligible under G.O. No. 51 Marine dated 11th February 1890.

3. Mr. Hamilton's claim will be regulated accordingly.

In the case under reference, however, a locum tenens has appointed, & he has one of the officers declared eligible, under G.O. No. 51 Marine dated 11th Feb 1890, to receive local allowances. The locum tenens should therefore, draw the allowance, & in future cases of the kind should be regulated in a similar manner.

Handwritten signature
22.11.90

The Presidency Port Officer.
,, Accountant General.

Dated 3/12/90

Marine DEPARTMENT.

C. No. 1373

3

His Excellency the Governor

HIS EXCELLENCY THE GOVERNOR.

THE HON'BLE SIR HENRY BLISS, K.C.I.E.

THE HON'BLE MR. GROSE, C.I.E.

SUBJECT.

Grant of a Local allowance to a Port Officer on privilege leave.

FOR ORDERS.

The circumstances under which these allowances were granted are detailed in the orders quoted in the margin. They are given to certain officers formerly in receipt of special fees and are said in para 8 of G.O. 51 dated 11.2.90 to be attached to the port concerned and not to the officer who happens to be at present in charge of the port. They are sometimes called "Personal" and sometimes "Local" Allowances, and seem clearly to fall under the rules of the C. S. Regulations applicable to Local Allowances. Under Article 300, a local allowance may be drawn

* G.O. 51-52 dated 11.2.90
" 234 dated 28.6.90

22.11.90

P. W. 43.
500-24-3-95.

by an Officer on privilege
leave only if there is no
locum tenens to whom it is
payable. In the case under
notice at Hamilton, Post Office
Clerk, drew the allowance
while on privilege leave, and
there is nothing in the C.S. Regs
to prevent this being done;
but the question arises, whether
as a matter of administrative
expediency, it was proper that
he should have done so. It
will be seen on reference to
para 8 of G.O. 51 Mar 27 11. 2. 90 also
quoted, that it was considered
that, even on transfer to a
less important post, it would
be very unfair that an Officer
should take with him the larger
local allowance which he
might have drawn at a
more important post. This
argument applies with in-
creased force to an Officer
proceeding on privilege leave.
The local allowance should
therefore, it is submitted, fall

X 2 Mag Z

to the locum tenens if he
is otherwise eligible to re-
ceive it, ~~if~~ if he was one
of the officers formerly en-
titled to the special fee, vide
para 2 (4) of the P.P. Officer's
letter printed with G.O. 49 Mar
27 3. 2. 92.

If the locum tenens, ^{in the present case} is in-
eligible, under the terms of
the orders of Government re-
gulating these allowances,
to receive the local allowance,
it might perhaps be retained
by Mr Hamilton, as pro-
vided for in article 300, C.S.
Regulations.

A definite order should
issue that when there is a
locum tenens he should
draw the local allowance,
when there is not the
allowance may be drawn
by the permanent incumbent
- but of the office when
on privilege leave.

W. H. H.

11. 11. 92

2. 5. 4
18. 11. 92

Ch. L.

- (1) Did not Capt Simpson act for Capt Hemmilton
- (2) a bar he not already drawn defunct him allowance he doing

to ?
W. H. S.
J. H. S.

- (3) To be eligible to draw the funeral allowance under the rules ?

x Capt Simpson

- All
- (1) Captain Simpson is I find, the officer who acted.
 - (2) He drew a defunct allowance of \$70 per month. vide f.o. 648 Marine of 26 July 98. HQ T. But this does not bar him from drawing the "local" allowance, and as a matter of

principally, he should
also, it is thought, draw
the latter. ~~A~~ A final
rule seems necessary).

(3) Gps. having been
appointed under the old
conditions.

L.S.

10 Aug 98

mtal

hls

14 Aug 98

Marine (1898) Department.

CURRENT No. 1373.

From The P.P. Office
wados

No. $\frac{474}{3779}$

Dated 28. October 98

Received 31. — do —

Registered

Enclosures

Spare copies

SUBJECT

Requesting opinion
regarding personal
allowance of Miss
while on private
leave.

G.O.	No.	Department.	Date.
648	Mar	226.7.88.	
318		27.4.98.	
49	Mar	23.2.92.	50
234	Mar	28.6.90.	on
51-2	Mar	11.2.90.	50

Presidency Port Office,

Madras, 28th October 1898.

Heading

From

Commander H. A. S. S. R. I. M.
Presidency Port Officer,
Madras,

To

THE SECRETARY TO GOVERNMENT,

MARINE DEPARTMENT,

ШЕРАК.

Sir,

I have the honor to acquaint you, for the information of Government, that Mr. N. A. W. Hamilton, Post officer, lieutenant, who was on privilege leave from the 6th June to the 3rd September 1898, was informed on his return to duty by the Treasury officer, lieutenant, that he could draw, while on privilege leave, the personal allowance attached to his rank and sanctioned in G. O. Nos. 51 and 234 Marine, dated 11th February and 28 June 1890, respectively. Mr. Hamilton, however, felt a doubt on this matter, as the opinion of the Treasury officer was opposed to the instructions issued by

by this office in February 1892 that the personal allowance granted to Port Officers cannot be drawn while on leave (these instructions were in accordance with the orders of Government No. 49 Marine, dated 3rd February 1892) and addressed the Accountant General whether he could draw it for the period of his privilege leave. The Accountant General in reply, appears to have informed him that the personal allowance granted to Port Officers is a "Local allowance" and that under Article 300 of the Civil Service Regulations, it can be drawn by him while on privilege leave, provided it is not drawn by his locum tenens and that the allowance in question does not fall under Article 47 of the Civil Service Regulations.

2. As Mr. Hamilton has now asked me, whether the instructions issued by this office in February 1892 should be held to have been superseded by Article 300 of the Civil Service Regulations as stated by the Accountant General, I beg to enquire, whether the Government agrees with

with the view of the Accountant General, Madras.

I have the honor to be, Sir, your obedient servant.

H. A. T. T.

Commander R. I. M.
Presidency Port Officer.