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MADRAS RECORD OFFICE.

Government of Madras.

Public Works DEPARTMENT.

G.O. No. 1926 Press ~~Mis.~~
430 – 431

Dated 20 – 6 – 1866.

Not to be folded or roughly handled

Proceedings of the Madras Government, Public Works Department,
20*th June* 1866.

No. 430. Read the following Proceedings of the Madras Government in the Pension Department :—

Issuing certain instructions relative to the granting of Certificates to Uncovenanted Servants applying for pension, when not incapacitated for public duty by diseases which require medical treatment. } (Here enter 14th June 1866, No. 224.)

No. 431. ORDER THEREON, 20th June 1866, No. 1,926.

ESTABLISHMENT, No. 36. Communicated to the Officers concerned.

(True Extract.)

(Signed) CHARLES A. ORR, Colonel, R. E.,
Secretary to Government.

To the Superintending Engineers.
" Controller of Public Works Accounts.
" Consulting Engineer for Railways.
" Consulting Engineer for the Madras Irrigation and Canal Company.
" Officer in charge of the Store Department.
" General Superintendent of Public Works Stores and Workshops.
" Special Executive Engineers.

Exd. S. T. Augustin.

Proceedings of the Madras Government, Pension Department, 14*th June* 1866.

Read the following letter from the Accountant General, Madras, to the Chief Secretary to Government, Fort Saint George; dated Fort Saint George, 17th May 1866, No. 23.

Post Audit Department.

The Collector of Madura (in his 410, dated 2nd March) sought pension for a man, 59 years of age, who had not been under Medical treatment, to whom therefore the Zillah Surgeon refused to give a Medical Certificate, though, his service being less than 30 years, pension could only be granted under such certificate. I accordingly recommended the Collector to press the Surgeon to give such certificate as he could, to say that the man seemed failing from age, and not likely to be improved by any known treatment, and I have now the honor to submit, for orders, the Zillah Surgeon's reply. The man is already four years beyond the age fixed for future retirement of Uncovenanted Servants, yet, even otherwise, it seems to me that the Surgeon could have had no grounds for fearing blame for adopting my suggestion. Had the certificate been submitted to Government and rejected, any blame would have fallen on the Collector and myself. I hold that a Zillah Surgeon's duty binds him to examine and give true certificates to any persons presented to him by the Collector, while the Collector should, of course, name the points to which the certificate should specially advert.

From the Collector of Madura, to the Deputy Accountant General, Madras; dated Terumungalam, 8th May 1866, No. 780.

In reply to your letter, No. 6059, in the Post Audit Department, dated 13th April last, I have the honor to forward an original letter, No. 32, received from the Zillah Surgeon of Madura, under date the 2nd instant, from which you will observe that he still refuses to furnish the certificate, because the applicant did not undergo medical treatment.

2. I think the matter should be referred for the orders of Government, as the Zillah Surgeon bases his refusal on the order of Government referred to in his letter. If the order be strictly adhered to, none but sickly public servants who are under medical treatment can expect to obtain pension. There were instances in which the Officers were incapacitated for public duty by old age and infirmity, and obtained pensions on medical certificate notifying the above fact. Such persons, under the new rule, will be deprived of the benefit of the Pension Rules, as they will have to be removed to make room for competent individuals who can do the duty for which they are paid.

From Assistant Surgeon S. RULE, M. D., Zillah Surgeon of Madura, to the Collector of Madura; dated 2nd May 1866, No. 32.

In reply to your letter, No. 690, dated 21st April 1866, and its enclosures, I have the honor to inform you that I am still of opinion that no certificate can be granted by me in the case of Goomastah Vencatakistna Iyen, of Melur Taluq.

2. If you will refer to the Notification, No. 90, dated Civil Paymaster's Office, April 10th, 1865, published in the *Fort Saint George Gazette*, you will see that His Excellency the Governor in Council directs that every Medical certificate granted to Uncovenanted Servants applying for pension shall state definitely that the applicant has been under regular medical treatment, and for what period.

3. This Goomastah has no disease, and consequently requires no medical treatment.

Proceedings of the Madras Government, Pension Department, 14th June 1866.

ORDER THEREON, 14th June 1866, No. 224.

From the correspondence submitted by the Accountant General with his letter recorded above, it appears that the Civil Surgeon of Madura refuses a certificate to Uncovenanted Servants of Government applying for pension, unless they have been under Medical treatment for some disease, basing his refusal upon the Orders of Government in the Pension Department, dated the 5th April 1865, No. 136.

2. It was not the intention of the Government to debar from pension those applicants, whose only disqualification is the absence of disease which requires Medical treatment; and since the construction which Dr. Rule has put upon it may be productive of considerable delay and injustice, the Right Honorable the Governor in Council resolves, in supersession of the order above quoted, to direct that, in granting certificates to applicants for pension, Medical Officers shall state in the certificate the period, if any, during which the applicant's case has been under treatment or observation.

3. In cases where the certificate is sought by reason of old age, infirmity, or other incapacitating circumstances, in which Medical treatment is manifestly superfluous, a certificate to that effect should be given, which should nevertheless show the opinion of the Medical Officer as to the alleged incapacity. It will then devolve upon the Head of the Department in which the applicant is serving, to state whether or not he is really so incapacitated as to necessitate his removal from the service of Government, and, if so, whether his conduct and length of service render him deserving of indulgent consideration.

4. In the case of servants drawing Rupees 50 per mensem and upwards, the certificate shall be countersigned by the Deputy Inspector General of the Division, or by a Committee consisting of not less than two European Medical Officers, after personal examination of the applicant.

(True Extract).

H. LINTON,
Acting Under Secretary to Government.

To the Accountant General.
" Controller of Military Accounts.
" Principal Inspector General, Medical Department,
for communication to Dr. Rule, and other Officers Subordinate to that Department.

To

To be substituted for the Proceedings bearing the same date and No. already communicated.

Exd. J. Tulloch.

This Revised Order Dated 2nd July 1866 to the Supl. Engr. & other parties.

Proceedings of the Madras Government, Pension Department, 14th June 1866.

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Post Audit Department.

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From Assistant Surgeon S. RULE, M. D., Zillah Surgeon of Madura, to the Collector of Madura; dated 2nd May 1866, No. 32.

In reply to your letter, No. 690, dated 21st April 1866, and its enclosures, I have the honor to inform you that I am still of opinion that no certificate can be granted by me in the case of Gumasta Vencatakistna Iyen, of Melur Taluq.

2. If you will refer to the Notification, No. 90, dated Civil Paymaster's Office, April 10th, 1865, published in the *Fort Saint George Gazette*, you will see that His Excellency the Governor in Council directs that every Medical Certificate granted to Uncovenanted Servants applying for pension shall state definitely that the applicant has been under regular medical treatment, and for what period.

3. This Gumasta has no disease, and consequently requires no medical treatment.

ORDER THEREON, 14th June 1866, No. 224.

From the correspondence submitted by the Accountant General with his letter recorded above, it appears that the Civil Surgeon of Madura refuses a certificate to Uncovenanted Servants of Government applying for Pension, unless they have been under Medical treatment for some disease, basing his refusal upon the orders of Government in the Pension Department, dated the 5th April 1865, No. 136.

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(True Extract).

H. LINTON,
Acting Under Secretary to Government.

To the Accountant General.
,, Controller of Military Accounts.
,, Principal Inspector General, Medical Department,
for communication to Dr. Rule, and other Officers Subordinate to that Department.
,,

The Public Works Department.
for information and for communication to Officers subordinate to that Department.

Fort St. George
20th June, 1866

Ord. J. H. Burns

Dated 21st June 1866

Revised Standing Order P. 21st July 1926

Encl. 1926

Council & Etc

Officers concerned.

100 Spare copies

Copy of Letter to
Pro of Govt. of Jamaica
Dated 24th June 1865

Encloses the Minutes and Rules
in the Pensions Department

Dated 14th June 1865
Rec'd 18th

No 224

Requiring certain
instructions relative
to the granting of
Certificates to Vice-
commuted Servants
applying for Pension,
when not incapacit-
-ated for public duty
by diseases which
require Medical
treatment -

No 1926 - 20th June 1866

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