

[For General Distribution.]

Circular No. 11 Public Works.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

GENERAL.

Simla, June 29, 1882.

The Governments of Madras, Bombay, Bengal, North-Western Provinces and Oudh, and the Punjab, in the Public Works Department.
The Chief Commissioners, Central Provinces, British Burma, Assam, and Coorg.
The Resident at Hyderabad.
The Agents to the Governor General for Central India, Rajputana, and Biluchistan.
The Accountant General, Public Works Department.
The Director General of Railways.
The Consulting Engineers to the Government of India for Guaranteed Railways, Calcutta, Lahore, and Lucknow.
The Director General of Telegraphs in India.
The Director-in-Chief, Indo-European Telegraph.
The Director, Persian Telegraph.
The Deputy Director, Persian Gulf Telegraph.

The following is forwarded to the Local Governments, Administrations, and Officers marginally noted for information and guidance.

By order,

A. B. SAMPSON,

Under Secy. to the Govt. of India.

No. 1622, dated 10th June 1882.

RESOLUTION—By the Government of India, Department of Finance and Commerce.

Read—

Despatch from the Secretary of State for India, No. 288, dated 15th September 1881, in which, with reference to the case of Mr. C. E. S. Steele, a Revenue Deputy Collector in the Sind Commission, who was for some time employed under the Government of the Transvaal, the Secretary of State has decided that Mr. Steele cannot be relieved from the usual deduction of one-fifth of his salary under the Transvaal State as contribution to the Government of India towards pension. In this Despatch the Secretary of State desires the Government of India to consider whether the rate of contribution required to be made by officers lent for service under Foreign Governments is not unnecessarily high, and whether it might not be diminished.

RESOLUTION.—Under the Rules in Chapter III of the Civil Pension Code an Officer of the British Government transferred to Foreign Service is required to pay to the Government of India a contribution out of the salary which he receives while in Foreign Service to meet the cost of his pension and leave allowances exclusive of allowances while on privilege leave. "Foreign Service" includes service under a Native State, Municipality, Port Trust, Court of Wards, or other Body financially independent of the Government of India. It also includes service which is paid for from a Local Fund under such circumstances that it does not qualify for pension and leave under the Rules in the Civil Pension and Leave Codes. The rate of contribution is fixed at 20 per cent. of the gross salary which the Officer receives in Foreign Service, the calculation of his pension and leave allowances being made upon 4-5ths of such salary. The contribution is thus equal to 25 per cent. of the net pay upon which the Officer's pension and leave allowances are calculated. This rate applies to all Officers, whether Military Officers, Covenanted Civil Servants, or Uncovenanted Officers; but it is specially provided in the case of a Native of India, who is not a Covenanted Civil Servant, that, by resigning all claims

to leave allowances from the Government of India in respect of his Foreign Service, he may contribute for pension only.

2. The present rules also provide for the payment of contribution by an Officer whose services are lent for other than Imperial purposes, either in England, or in a British Colony or to a Foreign State; but, except as regards service under the Egyptian Government, the precise amount of contribution in this case is not fixed. The contribution in each case is determined by the Government of India, as occasion arises, the maximum contribution, however, being 20 per cent. of the salary received in such Foreign Service.

3. The contribution of 25 per cent. on net pay referred to above includes about $12\frac{1}{2}$ per cent. on account of pension. The Governor General in Council has no reason to suppose that the rate of contribution for pension has been fixed at an unduly high figure in the case of Covenanted Civil Servants. The contribution on account of allowances while on leave is, however, unduly high, and consequently the general rate of 25 per cent. on net pay is capable of reduction to some extent in the case of all officers. Statistics recently compiled show that the average percentage of Officers of the Covenanted Civil Service on leave other than privilege leave is 14.38. In the case of Uncovenanted Officers, the percentage is still less. On this consideration, and also in view of the present arrangements for the extension of local self-government, in connection with which the Government of India is desirous of facilitating in every reasonable way the lending of Officers to Local Bodies without forfeiture of pensionary rights by the Officers, the Governor General in Council is of opinion that the contribution for pension and leave required to be paid to the Government of India by an Officer of the British Government, who is transferred either to "Foreign Service" as defined in page vii of the "Definitions" preceeding the Codes of the Financial Department, or whose services are lent for other than Imperial purposes, either in England, or in a British Colony or to a Foreign State, shall in future be made—

- (a) if the Officer be a Covenanted Civil Servant,—at the rate of $16\frac{2}{3}$ per cent. (one-sixth) on the gross salary which he receives from his foreign employers;
- (b) in the case of all other Officers,—at the rate of $14\frac{2}{7}$ per cent. (one-seventh) on the gross salary which the officer receives from his foreign employers: provided always that the contribution from an Uncovenanted Officer shall in no case exceed Rs. 166 $\frac{2}{3}$ a month.

Where a higher rate of contribution is now paid, the rate shall, for the future, be reduced as above; but it must be understood that in all such cases the gross salary will now be readjusted in such manner as to leave the officer the same net salary which he at present receives.

4. The payment of contributions at the rates now fixed will entitle the Officer to receive from the Government of India, at the proper time, pension and leave allowances (except allowances during privilege leave) in respect of the period of his employment in Foreign Service, &c.; the calculation of pension and leave allowances will be made upon the balance of the salary which remains to the Officer after payment of the prescribed contribution.

5. A Native of India, not being a Covenanted Civil Servant, may, by resigning all claims to allowances from the British Government during leave in respect to the period of his employment in Foreign Service, &c., contribute for pension only. In such case the contribution shall be one-eleventh of the salary which he receives from his foreign employers, and shall not exceed Rs. 100 a month.

6. These Rules are not intended to interfere with the cases of Officers which are specially provided for in Section 10 of the Civil Pension Code (a) to (f). Nor does His Excellency in Council think, by reason of the foregoing change in the rate of contribution in the case of Superior Officers, that any change is necessary in respect of inferior servants, whose case is provided for by Rule 4 under Section 8 of the Civil Pension Code.

GOVERNMENT OF INDIA.
PUBLIC WORKS DEPARTMENT.
GENERAL.

Circular No. 11 Public Works.

Simla, June 29, 1882.

Received

No. 1864 W of 21-7-82

Rules for the payment of contribution towards leave and pension by an officer who is transferred to Foreign Service or whose services are lent for other than Imperial services.

[For General Distribution.]

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to leave allowances from the Government of India in respect of his Foreign Service, he may contribute for pension only.

2. The present rules also provide for the payment of contribution by an Officer whose services are lent for other than Imperial purposes, either in England, or in a British Colony or to a Foreign State; but, except as regards service under the Egyptian Government, the precise amount of contribution in this case is not fixed. The contribution in each case is determined by the Government of India, as occasion arises, the maximum contribution, however, being 20 per cent. of the salary received in such Foreign Service.

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Order No 1864 W d/21-7-82

Communicated to
officers of the P W
Department.

(True Extract)

sd/ A S. Russell

under Secy. to Govt
P W D

Suptg Engineer
Ch. E for I
Cong Engrs for Rys
Supt. P W accts
" Ry accts
Cong Archt. to Govt
Supt. P W stores
Supt. P W

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