CONFIDENTIAL.

GOVERNMENT OF MADR.

Public Works Department,

Chepâk, Madras,

June 7 1895.

(Read We contribute in Responsibility)

My dear Price

You asked me
what you have to write
regarding the prohibition
of my having to retire
during the present year
pice
Now am ~~then~~ report
rules under which an
officer in my position

two heads -

(a) On succession to
Colonial Allowance (Sec
682 C.S.R.)

(b) On promotion to Assistant
Surveyor (606)

(c) On attaining the age
of 55 years (608)

(d) On promotion to Major
Surveyor (608 B)

(e) On completion of
five years Service as
Assistant (607 C).

(a) and (b) would not be
considered at present, as there
is no chance of their
coming into Operation

(c) is an absolute rule,
which I fear one cannot
see a way to be suspended
in any case or in
one class; while it should

Govt to letter from Civil
Surgy on the 15th January
1896.

With regard to (c) it is
not my idea with whom
the power of appointment
rests, and no one publishes
under it has occurred in
Madras, as the Chief Engineer
whose Field of Service is
in the district [illegible] Chief Engineer
and Special Retired under the
55 years rule and found Sanitary
Executive Officer completing 5

Public Works Department,
Chepâk, Madras,
..... 189 .

five years. In the absence
of any ruling to the contrary
it is presumed that the
power of appointment
rests with the authority
making the original appointment
i.e. the Madras Government,
and not for power 68 & 69 is
could be within the power
of the latter, if they choose
to do so, to appoint the

from the 30th June 1895 (when
I complete my five years as
Civil Engineer) up to the 15th
June 1896.

Com 6873 Comm

precludes this Court from
appointment beyond the
in the case of Court of this
period of five years, — and
if I should resign the
appointment before the 15th June

1896 I must apply
anew to this Court for
3 months or from the
30th June 1895 which case
is stated.

As far as I can judge
at present the latter
contingency is pretty certain
to occur.

It is of course a matter
entirely for the Queen's grant

to decide whether they
will retain my services
beyond the 30th June, and
if so whether they can do
without a reference to the
Government of India on the
question of pay; on the
matter; I do not wish
to put forward my personal
considerations, but I may say
that I should be glad to
remain on here till
January next for two reasons;

Public Works Department,
Chepâk, Madras,
..... 189 .

first the sentiment on I
wishing to see the Survey in
works going in practice,
and second that I
complete the 28 years service
which entitles me to the
maximum pension of £1000
a year in December, and
should be glad to avoid
the interval of compulsory
idleness which would be

inserted in my return
from Cincinnati copy
that date -

Yours truly

John Burroughs

1158 W

Code Class. 25 INDIAN TELEGRAPHS. 01557 Monthly Number.

To (Office) Madras. From (Office) Simla

Words.	Day.	Hour.	Minute.	Official Instructions.
35. 11.	3	18.	21	Offd.

To (Person) Madras works. From (Person) works.

1889 G. + your no 116 w. of
4 January 95 + reappointment
of colonel Pennycuick
is authorised subject to
orders of Secretary of State
which have been asked
for.

84 Word Form. F. C 2.

Recd. from LN. Sent to LN.

Hrs. Mts. by At Hrs. Mts. by MADRAS 3 7 98 Telegraph Master.

.—No. 358 T—22 12 94—24.00000.

P. W. CURRENT No. 5091

Rec'd 4. 7. 95

No. 1728 W dt 13th July 1895

Recorded

DESPATCHED
15 JUL. 95

INDEXED.

Circulated to H.E. the Governor with minute dated the 17th July 1895

GOVERNMENT

Public Works Department.

Simla, the 20th May 1895.

Dear Sir,

Will you kindly furnish this office with additional spare copies upto 20 if available of Madras Govt. letter No 116 W dated the 17th January '95 with the enclosure thereto, regarding retention of the services of Col J. Pennycuick R.E., until the 15th June '96.

Yours truly

B Hellman Major

To The Chief Clerk to the Govt of Madras, P.W.D. Fort St. George

Three copies of Minute
dated 8th instant submitted
for the use of the Hon'ble
Mr. Bliss.

29.1 W.

Rwt.

Minute by the Hon'ble Mr. H. W. BLISS, C.I.E.

Colonel Pennycuick, R.E., having informed me that there was a considerable chance of his early promotion to the rank of Major-General, in which case his services would be lost to this Government at an earlier date than was anticipated, I requested him to favour me with a statement of the case that I might lay it before my colleagues. This he has done in the annexed letter dated the 7th instant.

It thence appears that if promoted to the rank of Major-General before July 30th, 1895, on which date he will complete five years' service in his appointment of Secretary to Government, Public Works Department, and Chief Engineer, first class, his tenure of office can be extended to that date, apparently by this Government; but it is not so clear that his services can be retained after that date. On the contrary, it appears almost certain that, with reference to article 687 (*b*) of the Civil Service Regulations, he must retire from the Public Works Department from July 30th, 1895, if promoted to Major-General before that date; or that, if he should not be promoted to Major-General before that date, but should be reappointed with effect from that date under article 687 (*c*) of the Civil Service Regulations, and should subsequently be promoted to Major-General, he would in that case have to retire from the day of his being so promoted. In any case, of course, he will have to retire from the Public Works Department on January 15th, 1896, as he will on that date attain the age of 55.

As far as he can judge, Colonel Pennycuick says, he is pretty certain to be promoted to Major-General before July 30th and we may therefore look to lose his services on that date. He speaks of having a sentimental wish to see the Periyar works fairly in operation before he severs his connection with the department in which he has served so long, and, I may add, with so much credit to himself and benefit to Government, but it appears to me that much more than mere sentimental considerations are involved, and that, with works in hand of such magnitude and importance as the Periyar works, and of such novel construction, it might be almost a calamity that we should lose the services of their designer before their safe completion. I consider therefore that in the interests of the public service we should represent the circumstances to the Government of India, and if necessary to the Secretary of State, and should solicit sanction to the retention in the Public Works Department of Colonel Pennycuick until he attains the age of 55 on January 15th, 1896, before which date it may be hoped that the Periyar works will be practically complete and therefore, in such a state that they may be safely entrusted to other hands than those of their designer.

8th January 1895.

(Signed) H. W. BLISS.

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(Signed) H. W. BLISS.

8th January 1895.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

General.

Establishment.

READ—the following paper :—

Minute by the Hon'ble Mr. H. W. BLISS, C.I.E.

Colonel Pennycuick, R.E., having informed me that there was a considerable chance of his early promotion to the rank of Major-General, in which case his services would be lost to this Government at an earlier date than was anticipated, I requested him to favour me with a statement of the case that I might lay it before my colleagues. This he has done in the annexed letter dated the 7th instant.

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8th January 1895. (Signed) H. W. BLISS.

ORDER—dated 17th January 1895, No. 115 W., Public Works.

His Excellency the Governor in Council concurs in the views expressed by the Hon'ble Mr. Bliss in his minute of the 8th instant.

2. The Government of India will be addressed upon the subject.

(Here enter No. 116 W., dated 17th January 1895.)

(True Extract.)

(Signed) R. R. E. DRAKE-BROCKMAN, Colonel, R.E.,
Joint Secretary to Govt., P.W.D.

Exd. S. J. Pereira.

GENERAL.
ESTABLISHMENT.

Govt. of {1895} Madras.

PUBLIC WORKS.

Dated January, 17th.

Recd. *Encl.*

G.O, 17th Jan. 1895, No. 115 W.

JANUARY.

**Colonel J. Pennycuick, R.E.,
Chief Engineer and Secretary
to Government, P.W.D.**

Ordered that the Government of India be addressed on the subject of the date of retirement from civil employ of —.

PUBLIC WORKS DEPARTMENT.

General.
Establishment.

LETTER—from

COLONEL R. R. E. DRAKE-BROCKMAN, R.E.,
Joint Secretary to the Government of Madras,
Public Works Department,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,
PUBLIC WORKS DEPARTMENT.

SIR,

I am directed to forward, for the consideration of the Government of India, an extract from Proceedings of this Government embodying a minute by the Hon'ble Mr. Bliss, C.I.E., on the subject of the date of retirement from civil employ of Colonel Pennycuick, R.E., now Chief Engineer and Secretary to this Government in the Public Works Department.

2. Colonel Pennycuick was appointed to his present office on the 30th July 1890, and attains the age of 55 on the 15th January 1896; under section 687 (*c*) of the Civil Service Regulations, he vacates his appointment on the 30th July 1895, but if not previously promoted to the rank of Major-General can be reappointed (presumably by this Government) up to the 15th January 1896; if, however, he attains the rank of Major-General before the latter date he cannot, under section 687 (*b*), be reappointed beyond the date of promotion or the 30th July 1895, whichever is later.

3. According to the information at the disposal of this Government it is very probable that Colonel Pennycuick will be promoted to the rank of Major-General before the 15th January 1896, and I am therefore directed to request that the sanction of the Government of India may be given or (if necessary) that of the Secretary of State obtained to that officer's retention in his present appointment until the date named.

I have the honour to be,
Sir,
Your most obedient servant,

(Signed) R. R. E. DRAKE-BROCKMAN, Colonel, R.E.,
Joint Secretary to Govt., P.W.D.

FORT ST. GEORGE,
17th January 1895.

Exd. S. J. Pereira.

GENERAL.
ESTABLISHMENT.

Govt. of {1895} Madras.

PUBLIC WORKS.

Dated January, 17th.

Recd. *Encl.*

17th Jan, 1895, No. 115 W.

JANUARY.

**Colonel J. Pennycuick, R.E.,
Chief Engineer and Secretary
to Government, P.W.D.**

Requesting sanction to the retention of the services of — until the 15th January 1896.

In file

1 Encl

Minute

Col. Pennycuick, R.E., having informed me that there was a considerable chance of his early promotion to the rank of Major General, in which case his services would be lost to this Govt. at an earlier date than was anticipated, I requested him to favour me with a statement of the case that I might lay it before my colleagues This he has done in the annexed letter dated the 7th inst.

It therein appears that if promoted to the rank of Major General before July 30, 1895, on which date he will complete five years service in his appt. of Secretary to Govt. P.W.D., & Chief Engr., 1st class, his tenure of office can be extended to that date, apparently by this Govt.; but it is not so clear that his services can be retained after that date. On the contrary, it appears almost certain that, with reference to article 68 (b) of the C.S.R., he must retire from the P.W.D. from July 30, 1895, if promoted to Major General before that date; or that, if he should not be promoted to Major General before that date, but should be reappointed

with effect from that date under Art. 687(c) of the C.S.R., and that he consequently be promoted to Major General, he would in that case have to retire from the day of his being so promoted. In any case, of course, he will have to retire from the P.W.D. on Jan 15, 1896, as he will on that date attain the age of 55.

As far as he can judge, Col. Pennycuick says, he is pretty certain to be promoted to Major General before July 30 and we may therefore look to lose his services on that date. He speaks of having a sentimental wish to see the Periyar Works finally in operation before he severs his connection with the Dept. in which he has served so long, and, I may add, with so much credit to himself & benefit to Govt. - But it appears to me that much more than mere sentimental considerations are involved, & that, with works in hand of such magnitude & importance as the Periyar works, and of such novel construction, it might be almost a calamity that we should lose the services of their designer before their safe completion. I consider therefore that in the interests of the public service we should represent the views of the Govt of India, and if necessary of the Sec. of State, & should solicit sanction & the retention in the P.W.D. of Col. Pennycuick until he attains the age of 55 on Jan 15, 1896, before which date it may be hoped that the Periyar works will be practically complete and therefore in such a state that they may be safely entrusted to other hands than those of their designer.

Jan 8, 1895 H. W. Nelson

Circ

3 Pcls

PUBLIC WORKS DEPARTMENT.

No 115 W. dt 17 January 1895

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

Minute by the Honorable Mr. H.W. Bliss, C.I.E.
dated January 8th 1895.

His Excellency the Governor in Council concurs in the views expressed by the Honorable Mr. Bliss in his minute of the 8th instant.

2. The Government of India will be addressed upon the subject.

(H.E. No 116 W dt 17 Jany 95.

From The joint Secy. to the Govt. of Madras P. W. Department

To,

The Secretary to the Government of India, P. W. Dept.

Sir,

I am directed to forward for the consideration

(40—1,000—21-1-94.)

of the Government of India
an extract from Proceedings
of this Government
embodying a minute by
the Honorable Mr Bliss
C.I.E, on the subject of
the date of retirement
from civil employ of
Colonel Pennycuick
R.E. now Chief Engineer
and Secretary to this
Government in the Public
Works Department.

2. Colonel Pennycuick
was appointed to his
present office on the
30th July 1890
and attains the age of
55 on the 15th January
1896; under section 687(c)
of the Civil Service Regu-
lations he vacates his
appointment on the
30 July 1895, but if not
previously promoted to
the rank of Major

4 Reps

General can be
reappointed (presumably
by this Government)
up to the 15th January 1896;
if however he attains the
rank of Major General
before the latter date
he cannot, under section
687(b) be reappointed
beyond the date of
promotion ~~or~~ the 30th
July 1895, whichever is
~~earlier~~ later -

3. According to the
information at the
disposal of this Govern-
ment it is very probable
that Colonel Pennycuick
will be promoted to the
rank of Major General
before the 15th January
1896, and I am therefore
directed to request that
the sanction of the Govt
of India may be given or (if necessary)

that of the Secretary of State obtained, to that officers retention in his present appointment until the date named.

I have &c.,

L W

H.I

The Letter to India to be sign'd by L.

Lord Ashley
Joint Secy to Govt
of India

Desp.d 23.1.95
with 25 s.c. of order
& letter.

A.G. the Governor
The Hon.ble Speaker
The Hon.ble Chief J.

Reappointment of
Mons.r Pennycuick R.E

Prof of Minute to be sent

S. of W. Cy
E H

Govt. of {1895 / 1896} Madras.

PUBLIC WORKS.

Dated

Recd. Encl.

G.O., 17/1 1895, No. 115 W / 116

Col: J. Pennycuick. R.E.,
Chief Engr: & Secy:
to Govt: P.W.D

ordered that the Govt. of India be addressed on the subject of the date of retirement from Civil employ of —.

—

— do —

—

Requesting sanction to the retention of the services of — ~~upto~~ until the 15th January 1896.

T.C. 17/1

19—2,000—11.