

Public Works (1899) Department.

G.O., No. 3208 W

DATED 7 Dec 1899.

[Despatch Abstract.]

Exchange Compensation Allowance.

Proo sent Sept coming letter from the Govt of India forwarding copy of its letter to the Dir Genl of the Post Office in India containing further instructions as to the cases in which claims for — for period prior to 1st April '97 can be admitted, commd to Officers of the P.W.D

| G.O. | No. | Department. | Date. | G.O. | No. | Department. | Date. |
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Spare copies 10 + 75 (recd on 18.11.79)

B/ No: 3208 W89.12 &

Communicated

NOVEMBER.

To

The Chief Engr. for Brigadier 1 ✓  
All Suplt. Engrs 5-5-19-5-5-5 ✓  
The Supdt. of Works, L. H. Div. 5 ✓  
" Cong. Architect Office 1 ✓  
" Examr., P. W. Accts. 2 ✓

to officers of the P.W.D.  
in continuation of G.O.  
No. 2473 W dated  
19<sup>th</sup> Sept. 1895.

### Exchange Compensation Allowance.

Communicating to all departments of the Secretariat letter from the Government of India forwarding copy of its letter to the Director-General of the Post Office in India containing further instructions as to the cases in which claims to — for periods prior to 1st April 1897 can be admitted.

## GOVERNMENT OF MADRAS.

## FINANCIAL DEPARTMENT.

READ—again the following papers:—

G.O., No. 491, Financial, dated 24th June 1897.  
 " " 809, " " 30th September 1897.  
 " " 1081, " " 19th November 1898.  
 " " 1155, " " 3rd December 1898.  
 " " 679, " " 10th June 1899.  
 " " 901, " " 15th August 1899.  
 " " 1011, " " 19th September 1899.

READ—also the following paper:—

From H. J. McINTOSH, Esq., Officiating Deputy Secretary to the Government of India, Finance and Commerce Department, to the Chief Secretary to the Government of Madras, dated Simla, 24th October 1899, No. 4877-E.

With reference to the letter from this department, No. 3457-E., dated the 31st July 1899, I am directed to forward a copy of a letter to the Director-General of the Post Office of India, No. 4721, dated the 24th October 1899, containing further instructions as to the cases in which claims to exchange compensation allowance for periods prior to 1st April 1897 can be admitted.

## ENCLOSURE.

From the Officiating Deputy Secretary to the Government of India, Finance and Commerce Department (Salaries, Establishment, &c.—Compensation), to the Director-General of the Post Office of India, dated Simla, 24th October 1899, No. 4721.

I am directed to acknowledge the receipt of your memorandum No. 157 C., dated the 4th October 1899, referring for orders certain questions connected with the claim to exchange compensation allowance of Mr. . . . for the period from 1st November 1894 to 17th April 1896, during which he was employed as Deputy Postmaster, . . . . .

2. In reply I am to communicate the following observations:—

(1) The disposal of cases, which had come up under the old exchange compensation allowance rules but were still undisposed of when the new rules came into force, is governed by an order in Council of 5th November 1897, which runs as follows:—

"That in deciding pending exchange compensation claims the following principles will be applied:—

- (a) Each case will be tested by the new rules.
- (b) If a man is barred under them, he is barred altogether both before and after April 1, 1897."

Pending cases not barred under (b) were then to be further examined on their own merits, with a view to deciding whether arrears before 1st April 1897 should or should not be allowed. The principles on which the admissibility or otherwise of such arrears are now determined are laid down in clause VII of the memorandum of 'General Principles' forwarded to you with the letter from this department, No. 3457-E., dated the 31st July 1899.

(2) It has been decided (clause VI of 'General Principles' of July 1899), that pending cases were claims which had been made under the old rules prior to 31st May 1897 and were on that date still undisposed of.

(3) Under the new rules an officer cannot obtain exchange compensation allowance unless he is (a) personally and (b) officially eligible.

(4) Mr. . . . . was on the 31st May 1897 holding a non-qualifying appointment—that of Deputy Postmaster, . . . . . Accordingly, as indicated in the letter from this department, No. . . . . dated the . . . . ., he was at that time ineligible for exchange compensation allowance under the new rules and therefore (with reference to the order in Council of 5th November 1897) under the old rules also.

(5) As Mr. . . . . on 3rd July 1898 obtained a qualifying appointment—that of . . . . . and is personally eligible, he has been rightly admitted to exchange compensation allowance from that date; but this cannot allow his arrear claim which, as already indicated, depends on his official position at the time his case was pending.

3. With reference to paragraph 6 of your memorandum I am to say that a 'pending' case is decided by the tests laid down by the 'General Principles' of July 1899 and not by the old technical domicile test, provided that the claim to arrears of exchange compensation allowance prior to 1st April 1897 cannot now be admitted in any case in which the applicant was not officially eligible under the new rules of 1897 at the date on which they were promulgated.

ORDER—No. 1230, Financial, dated 10th November 1899.

Communicated in continuation of G.O., No. 901, Financial, dated 15th August 1899, to all departments of the Secretariat.

(True Extract.)

for Chief Secretary.

To all departments of the Secretariat. (P.W.H.)  
 " the Accountant-General.