

MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.	<i>936</i>	Press ~~Mis.~~
Dated	<i>31-7-</i>	<i>1867.</i>

Not to be folded or roughly handled

Read the following :—

No. 307. Letter from C. SMITH, Esq., M. D., Surgeon 2nd District, to the Deputy Inspector General, Indian Medical Department, Presidency Division; dated Madras, 28th June 1867, No. 61.

With reference to Proceedings of Government, with Order dated 16th May 1867, No. 558, I have the honor to request that you will be so good as to submit to the Inspector General my respectful application that he will forward to Government the following statement, which may, I trust, dispose Government to modify their decision, that I am not entitled to draw house-rent :—

1. By paragraph 11 of the Order G. O. G. G., No. 370, I am permitted to retain my old rate of pay of my present appointment.

2. The pay drawn by me amounts only to 1000 Rupees, and it is laid down that "Medical Officers holding appointments at the presidency, and not provided with public quarters, will be granted house-rent according to relative rank, and on the scale granted to Officers of the Staff Corps holding appointments at the presidency town."

"The grant of presidency house-rent is limited, however, to salaries not exceeding 1400 Rupees per mensem."

3. The pay of my appointment, whether given on the old or the new rates, is equally given to me "as holding an appointment at the presidency," and the amount of it is below the sum appointed by Government as the maximum, compatible with the granting of house-rent.

4. That in my case no portion of my consolidated salary was ever given as presidency house-rent; and although numerous applications were made, that in addition to then existing salaries presidency house-rent should be given, the consideration of the question was invariably withheld until the new rates of pay were determined.

5. That I observe the Right Honorable the Governor General considers and has ruled that "Presidency house-rent" is specially allowed to meet the extra expense in the item of house-rent, living at the presidency, and it seems to me that a Medical Officer holding an appointment at the presidency is fully entitled to the compensating provision authorized under the designation of "Presidency house-rent" specially to meet such extra expenditure.

6. It is nowhere specified in G. O. G. G., No. 370, that the rules under which pay is drawn should regulate the granting or withholding of house-rent.

Under these circumstances, I trust my being *under a special authority*—vide paragraph 11, G. O. G. G., No. 370—allowed to draw pay for an appointment, the salary attached to which will be reduced at some future day, should not prevent my being granted the same privilege which is now granted by order to Medical Officers holding appointments at the presidency more lucrative than that I hold.

No. 288.

MEMORANDUM.

Forwarded through the Examiner of Claims for the consideration of Government.

FORT SAINT GEORGE,
17th July 1867.

(Signed) W. MACKENZIE, M. D.,
Insp. Genl., Indian Medl. Dept.

Proceedings of the Madras Government, Public Department,
31st July 1867.

No. 566.

Forwarded to Government, with the remark that this is an appeal by Dr. C. Smith against the decision of Government contained in their Proceedings of the 16th May last, No. 588, Public Department, upon the Examiner of Claims' letter to them of the 6th idem, No. 384.

ACCT. GENL.'S OFFICE,
FORT SAINT GEORGE,
23rd July 1867.

(Signed) W. DONALD,
Examiner of Claims.

To the Chief Secretary to Government, Public Department.

No. 308.

ORDER THEREON, 31st July 1867, No. 936.

The Government see no reason to question the propriety of their decision contained in the G. O. No. 558, dated 16th May 1867, in the case of Dr. C. Smith.

2. It has been recently ruled by the Government of India, "that if an Officer desires to retain the old rate of pay he must abide by the old rules, and that if he desires the advantages of the new pay rules he must forego the old rates of pay."

(True Extract).

Acting Chief Secretary.

To the Inspector General, Medical Department.
" Examiner of Claims.

Exd. J. Tulloch.

No. 101.



From - John Lewis Esq. Secy. Secy.

Surgeon 2nd District

To the Deputy Inspector General
Indian Medical Department
Presidency Division

Sir,

With reference to Proceedings of Government with order dated 16th May 1867 No. 558, I have the honor to request that you will be so good as to submit to the Inspector General my respectful application that he will forward to Government the following statement, which may I trust dispose Government to modify their decision, that I am not entitled to draw house rent.

(1) By para 11 of the order G. O. 4.4.370 I am permitted to retain my old rate of pay of my present appointment.

(2) The pay drawn by me amounts only to 1000 Rupees, and it is laid down that "Medical Officers holding appointments at the Presidency and not provided with public quarters will be granted house rent according to relative rank, and on the scale granted to Officers of the Staff Corps, holding appointments at the Presidency Town."

"The grant of Presidency house rent is limited to however to salaries not exceeding 1400 Rupees per annum."

(3) The pay of my appointment, whether given on the old, or the new scales is equally given to me as holding an appointment at the Presidency - and the amount of it is below the sum appointed by Government as the maximum compatible with the granting of house rent.

(4) That in my case no portion of my consolidated salary was ever given as Presidency house rent.

and although numerous applications were made that in addition to their existing salaries Presidency House rent should be given, the consideration of the question was invariably withheld until the new rates of pay were determined.

(5) That I observe the Right Honorable the Governor General considers and has ruled that "Presidency House rent" is specially allowed to meet the extra expense in the item of house rent, living at the Presidency, and it seems to me that a Medical Officer holding an appointment at the Presidency is fully entitled to the compensating provision authorized under the designation of "Presidency House rent" specially to meet such extra expenditure.

(6) It is nowhere specified in G. O. L. L. 370 that the rules under which pay is drawn, should regulate the granting or withholding of house rent.

Under these circumstances, I trust any being under a special authority vide para 11 G. O. L. L. 370 allowed to draw pay for an appointment, the salary attached to which, will be reduced at some future day, should not prevent my being granted the same privilege which is now granted by order, to Medical Officers holding appointments at the Presidency more lucrative than that I hold.

I have the honor to be

Dear Sir

Your most obedient servant

Chas Smith
Surgeon QAO District

M. D. D.

28th June 1867

Public Department.

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter

From C. Smith Esq. M.A. Esq.
2nd District. His Majesty's
General and M.A. Esq. Esq.
& Examiner of Claims.
(Received 28th June 1867. No. 10.)

Order thereon. 31st July 1867. No. 936.

The Government's view
no reason & question the
validity of their decision contained
in the G.O. No. 558 dated 5th May
1867, in the case of C. Smith.
It has been recommended
to the Government of India
that if an officer desires to
retain the old rate of pay, he
must abide by the old rate,
and that if he desires the ad-
vantages of the new, he must
take the new rate of pay.

Letter from the Offg. Secy to Govt.
of India, Military Dept. For information.
dated 8th July 1867. No. 57.

Inspector General M.A. Esq. Esq.
Examiner of Claims. } dated 31st July 1867.

No. 16 May 1867. No. 112. 1118.



Public 1867. No. 112.
From C. Smith Esq. M.A. Esq.
& Examiner of Claims.
(Received 28th June 1867. No. 10.)

Mr. 936.
The Govt. Secy to Govt. of India,
Military Dept. For information.

No. 1112. Provisionary
Order 285. June 1867.

the case of C. Smith.
of 113. declining to grant
him Provisionary leave.

No. 558.

Forwarded to Government with the
remark that this is an appeal by Mr. Smith
against the decision of Government contained
in their Proceedings of the 16th May last
No. 558. Public Department upon the ground
of leave letter written by the G. Secy.
No. 385.

Chief Secretary, Govt.
of India, Military Dept.
23rd July 1867.
M. A. Esq. Esq.
Examiner of Claims.

The Secretary to the
Public Department.

Proceedings of the
Board of Commissioners

(17)

Attest 1867. Department.

No. 936.

PROCEEDINGS OF GOVERNMENT.

Forw'd

Dated, 31 July 1867.

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