

[11]

ORDINARY, MS.

Public	DEPARTMENT.
G.O., DATED	24-11-98
No.	951.

INDEXED.

When given for copying. 24/11.

[Despatch Abstract.]

*Resolving that the
duty on every decision
of the Govt of India that
remains for passing
of amendments are to
be treated in future
as taxable under
Part IV of Schedule
2 of Act of 1906
as income -*

GOVERNMENT OF MADRAS.

MILITARY DEPARTMENT.

Pay and Allowances—Taxes.

Read the following :—

No. 114. *Endorsement from the Assistant Secretary to the Government of India, Military Department; dated Simla, the 7th October 1893, No. 3261-F.*

Read the following paper :—

Resolution by Finance and Commerce Department, No. 3716-S.R., dated Simla, the 25th August 1893.

Read—

Letter to the Accountant-General, Bengal, No. 391, dated the 26th April 1886.

Letter from the Military Department, to the Government of Madras, No. 2291-F., dated the 26th August 1892.

Letter from the Military Department, to the Accountant-General, Public Works Department, No. 1666-F., dated the 18th May 1893.

Letter from the Accountant-General, Public Works Department, to the Public Works Department, No. 792-G., dated the 11th July 1893.

In para. 2 (c) (4) of the letter to the Accountant-General, Bengal, No. 391, dated the 26th April 1886, it was decided that rewards for passing examinations were subject to taxation under Act II. of 1886, and in accordance with this decision such rewards have hitherto been paid in the Civil Department after deduction of the tax.

2. On a reference from the Government of Madras it was decided, however, in 1892, that only the pay of a military officer or soldier came within the meaning of the term “salary” as used in section 3 (4) of the Act, and that it was not correct to treat a language reward granted to a commissioned or non-commissioned officer or soldier as “salary” and to tax it under Part I. of Schedule II. of the Act, such rewards being assessable only by the Collector of Income-tax for the District as “income” under Part IV. of Schedule II.

3. This decision having been applied to military officers and soldiers in the Military Works and Public Works Departments, the question has been raised whether it should not be applied also in the case of non-military members of the Public Works Department.

4. It is desirable that the same ruling should govern the case of every officer of Government whether in civil or military employment, and the Governor-General in Council directs that rewards for passing examinations are to be treated for the future as taxable under Part IV. of Schedule II. of the Act as income, not as salary under Part I. of the schedule. The account officer auditing the payment of any such reward should inform the Collector of the fact of payment, in order that income-tax may be levied on it.

Order.—Ordered, that copy be forwarded to the Public Works Department and to other Departments of the Government of India; to the several Local Governments and Administrations; to

Original papers returned.

the Comptroller and Auditor General; to all Accountants-General and Comptrollers; and to the Director-General of the Post Office of India.

Pay and Allowances—Taxes.

No. 3261-F.

Copy forwarded to the Secretary to the Government of Madras, Military Department, for the information of His Excellency the Governor in Council.

* * * *

(By Order.)

SIMLA,
7th October 1893.

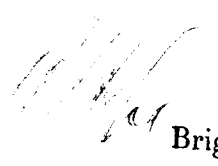
(Signed) H. F. S. RAMSDEN,
Asst. Secy. to the Govt. of India.

No. 115.

ORDER THEREON, 7th November 1893, No. 7393.

Communicated to His Excellency the Commander-in-Chief, in continuation of Proceedings of Government, No. 5654, dated 9th September 1892.

(True Extract.)


Brigdr.-Genl.,
Secretary to Government.

To the Adjutant-General.

- „ Controller of Military Accounts.
- „ Public, &c., Departments.
- „ Revenue Department.
- „ Public Works Department.

Pub. G.O. 680 of 28-9-92

Gobt. of {1893} Madras.
MILITARY.

To
THE ADJUTANT-GENERAL,
&c., &c., &c.

Dated November, 7th.

Issued

Recd. 19.11.93
Encl. 10

G.O., 7th November 1893, No. 7393.

NOVEMBER.
Nos. 114-115.

Pay and Allowances—Taxes.

Rewards for passing Examinations.—Decision of the Government of India that — are to be treated for the future as taxable under Part IV. of Schedule II. of Act II. of 1886 as income, not as salary under Part I. of the schedule, communicated to His Excellency the Commander-in-Chief.

order 24 Nov 93 k 951

Recorded in contr:

G.O. of 28.9.92, No. 680.

25/11

*Indl. Dept
Police Dept
Surg. Genl*

READ AGAIN ORDER OF GOVERNMENT, DATED
18, No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL (not paged).

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.

BACK PAPER, No.

OF 18

FURTHER PAPER, No.

OF 18

A A

WITH ORDER