

Public (1898) Department.

ORDINARY MS.

G.O., No. 247.

DATED 14. 2. 98.

RECEIVED

[Despatch Abstract.]

Stating that the offices of Coast Astronomer, Master & Master Supot, Genl Hosp are those in which European qualifications are indispensable; that the office of Asst Master Genl Hosp is one which does not entitle its holder to claim Exchange Compensation allowance; and that the office of Chief Asst in the Chief Sect is an office in which European qualifications are indispensable for the purpose of Exch. Com. rules.

Notes taken for reference

2515358

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Government (1897) of Madras. FINANCIAL.

40. 1426, 8/11/97
 Or 812, 8/24/97
 Val 80, 8/28/10/7
 25, 8/13/1194 orgl.
 134/5, 8/28/1196 orgl & connected papers.

Recd. } 13. 12 } 1897. Enclosures
 Regd. } } Spare copies

G.O., No. 1005, 3rd December 1897.

DECEMBER.

Exchange Compensation Allowance.

Referring to certain departments of the Secretariat, for remarks, report from the Accountant-General regarding the eligibility of officers to — under the new rules.

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

READ—the following paper:—

From F. C. HARRISON, Esq., Officiating Accountant-General, to the Chief Secretary to Government, dated Fort St. George, 18th November 1897, No. 3595.

With reference to G.O., No. 809, Financial, dated the 30th of September 1897, regarding the eligibility of officers to exchange compensation allowance under the new rules, I have the honour to forward herewith four lists of officers appointed in India (A, B, C and D).

2. In A the point for decision is whether the appointments shown therein are those in which European qualifications are held to be indispensable and whether the incumbents were appointed to the respective appointments as Europeans.

3. In B are shown the services and departments which come under class B of the Government of India Resolution, No. 2422-Ex., dated 31st May 1897, Finance and Commerce Department, and the eligibility of the officers to exchange compensation allowance depends upon the question whether they were appointed as Europeans for the purpose of maintaining the requisite proportion of Europeans. Messrs Gompertz, Lushington and Mullins of the Survey Department shown in this list now hold the appointments of Forest Settlement-officers. As these appointments are not included in the departments in which the proportion of Europeans has been held to be indispensably necessary, I would inquire whether, in the case of officers transferred from departments coming under class A or B of the Government of India Resolution to departments not coming under either of them, exchange compensation allowance should, in the opinion of Government, be continued to them.

4. In C are shown the names of officers who appear to come under Rule V (c) of the Exchange Compensation Allowance Rules under which they will not be entitled to exchange compensation allowance.

5. In D are shown the names of officers who hold appointments which are included in the Provincial Services.

ENCLOSURE.

LIST A.

No.	Names.	Designation.	Pay.
	<i>Jail Department.</i>		RS.
1	Mr. Cavendish, E. L. F.	Superintendent, Central Jail ..	850
2	" Shubrick, R. L.	Do. do. ..	800
3	" Young, J. E.	Do. do. ..	650
4	" Wheeler, S. H.	Jailor, Central Jail, Coimbatore ..	170
5	" Wills, J.	Do. District Jail, Vizagapatam.	125
6	" Lovejoy	Deputy Jailor, Hill Jail, Russellkonda.	90

List A—cont.

No.	Names.	Designation.	Pay.
	<i>Marine Department.</i>		RS.
7	Mr. Baddeley, H. D.	Agent for Government Consignments and Personal Assistant to the Presidency Port Officer.	500
8	" Baker, T. H.	Port Officer	500
9	Lieutenant Brown, H. S.	Do.	370
10	Mr. Bous, H. J.	Do.	360
11	" Batt, J. H.	Do.	300
12	" Corfield, N.	Senior Harbour Master, Madras ..	500
13	" Carlyon, W. S.	Port Officer	300
14	" Dexan	Sub-Marine Diver	125
15	" Evans, G. A.	Harbour Master, Madras ..	400
16	" Hamilton, N. A. W.	Port Officer	350
17	" Icely, F.	Do.	300
18	" James, J. P.	Do.	300
19	" Leverett, G.	Do.	300
20	" Simpson, J. M.	Do.	350
21	" Swann, B. L.	Reserve Port Officer	250
22	" Simmons	Superintendent of Lighthouse ..	50
23	Commander Street, H. A.	Presidency Port Officer	1,370
24	Mr. Taylor, S.	Harbour Master, Madras ..	400
25	" Wicks, G. W.	Port Officer	350
26	Woodhouse, M.	Do.	350
	<i>Judicial Department.</i>		
27	Mr. Bakewell, J. H.	Deputy Registrar, Original Side.	1,000
28	" Jones, O. R.	Chief Presidency Magistrate ..	1,200
29	" Michell, R. B.	Chief Judge, Court of Small Causes.	2,000
30	Hon'ble Mr. Justice Shephard, H. H.	Judge, High Court	3,750
	<i>Miscellaneous Department.</i>		
31	Mr. Rowlandson, F.	Registrar of the Diocese ..	213½
32	" Michie Smith, C.	Government Astronomer ..	800
33	" Standen, W. M.	Director of Cinchona Plantations.	450
34	" Walters, H. T.	Inspector, Steam Boilers ..	500
35	" Jones, J. A.	Sanitary Engineer	1,350
36	" Lockyer, J. E.	Assistant do.	450
37	" Proudlock, R. L.	Curator, Government Botanic Gardens and Parks, Nilgiris.	350

LIST B.

	<i>Police Department.</i>		
38	Mr. Agar, A. P.	Superintendent	900
39	" Arbuthnot L. G.	Do.	800
40	" Armitage, F.	Assistant Superintendent ..	450
41	" Bagshawe, F. T.	Commissioner of Police ..	1,500
42	" Baudry, G. E.	Superintendent	700
43	" Bidie, C. L.	Assistant Superintendent ..	500
44	" Boyd, J. E.	Superintendent	1,000
45	" Carmichael, C. D. J.	Do.	700
46	" Clogstoun, C. G. W.	Do.	600
47	" Cardozo, F. B. M.	Assistant Superintendent ..	400
48	" Dene, F. A.	Do.	500
49	" Egan, G. T.	Superintendent	900
50	" Fawcett, F.	Do.	700

List B—cont.

No.	Names.	Designation.	Pay.
<i>Police Department—cont.</i>			Rs.
51	Mr. Fullerton, J. Y.	Superintendent	900
52	" Hasted, J. E. H.	Do.	600
53	" Hewetson, E.	Do.	700
54	" Hunt, G. H.	Do.	600
55	" Hamnyngton, P.	Assistant Superintendent	450
56	" Lindsay, L. J.	Superintendent	700
57	" Lonsdale, W. E.	Assistant Superintendent	500
58	" Lushington, H. W.	Superintendent	800
59	" Lane, G. W.	Assistant Superintendent	450
60	" Macartney, W.	Superintendent	600
61	" Mainwaring, N. E. Q.	Assistant Superintendent	500
62	" Meredith, J.	Superintendent	800
63	" Mullaly, F. S.	Do.	600
64	" Pelly, C. B. N.	Assistant Superintendent	450
65	" Powell, R. M.	Do.	500
66	" Robinson, H. D.	Superintendent	700
67	" Scott, S. P. C.	Do.	700
68	" Smith, A. E.	Do.	700
69	" Stevenson, E. S. B.	Deputy Inspector-General	1,300
70	" Stoddart, J. H.	Superintendent	800
71	" Stuart, C. J.	Do.	600
72	" Sullivan, H. E.	Do.	700
73	" " W. J. A.	Deputy Inspector-General	1,400
74	" Sweet, H. E.	Superintendent	800
75	" Thomas, T. E.	Do.	1,000
76	" " P. B.	Assistant Superintendent	500
77	" Travers, C. H.	Superintendent	800
78	" Wilkieson, H. F.	Do.	700
79	" Wilkinson, H. L.	Assistant Superintendent	450
80	" Young, H. G.	Deputy Inspector-General	1,200
<i>Educational Department.</i>			
81	Mr. Bilderbeck, J. B.	Professor	1,200
82	" Marsden, E.	Inspector of Schools	1,250
<i>Forest Department.</i>			
83	Mr. Battie, J. S.	Deputy Conservator	800
84	" Cherry, J. W.	Conservator	1,100
85	" Douglas, C. G.	Deputy Conservator	900
86	" Hayne, W. C.	Do.	800
87	" Stanbrough, A. W. C.	Do.	900
88	" Howell, C. P.	Ranger, 1st Grade	150
<i>Salt Department.</i>			
89	Mr. Brown, G. W.	Assistant Commissioner	600
90	" Ditmas, F. W.	Do.	700
91	" Fowler, W. D.	Deputy Commissioner	1,240
92	" Kite, R. W.	Assistant Commissioner	500
93	" Kearns, A. S.	Do.	480
94	" Leggatt, W. C. F.	Do.	800
95	" Marshall, F. G.	Do.	500
96	" McMaster, B.	Deputy Commissioner	1,146½
97	" Merriman, J. H.	Do.	1,400
98	" Shawe, C. B.	Assistant Commissioner	700
99	" Barter, T. B.	Inspector	400
100	" Brown, I.	Do.	300

List B—cont.

No.	Names.	Designation.	Pay.
<i>Salt Department—cont.</i>			Rs.
101	Mr. Calder, S. A. McD.	Inspector	350
102	" Deighton, A. A.	Assistant Inspector	175
103	" Flemming, B. W. B.	Do.	150
104	" Haden, R. L.	Inspector	300
105	" Hinde, A. B.	Do.	300
106	" Hawkins, B.	Do.	350
107	" Johnston, G. E.	Assistant Inspector	150
108	" Kenyon, J. H.	Do.	150
109	" Laybourn, E. D.	Inspector	250
110	" McLeod, A. N.	Assistant Inspector	150
111	" Parish, N. W.	Inspector	300
112	" Rolland, C. S.	Do.	250
113	" Rendle, H. B.	Assistant Inspector	150
114	" Story, A. M.	Inspector	350
115	" Thurley, R. M.	Do.	350
116	" Tillard, R. P.	Do.	250
117	" Viviani, D. G.	Do.	250
118	" Wroughton, H. W. F.	Do.	300
119	" Waite, M. G. K.	Assistant Inspector	150
<i>Customs Department.</i>			
120	Mr. Puddephatt	Second Appraiser	400
<i>Survey Department.</i>			
121	Mr. Bateman, W. F.	Assistant Superintendent	300
122	" Cardozo, H. O'C.	Superintendent	1,800
123	" Cook, J. H.	Deputy Superintendent	1,100
124	" Greene, G. P.	Do.	983½
125	" Gompertz, F. V. P.	Assistant Superintendent	500*
126	" Hasted, W. A.	Deputy Superintendent	550
127	" Hatchell, D. G.	Do.	750
128	" MacHutchin, J. C. C.	Do.	641½
129	" Martin, C. W.	Do.	1,100
130	" Taylor, H. B. B.	Do.	750
131	" Lushington, R. H. L.	Assistant Superintendent	500†
132	" Mullins, H. S.	Do.	500†

List C

133	Mr. Barclay, E.	Government Solicitor	1,100
134	" Kernan, J. G.	Clerk of the Crown	300

List D.

135	Mr. Clark, W. E. T.	Sub-Judge	800
136	" Wood, J. G.	Deputy Collector	250
137	" Goddard, Serjeant W.	Instructor in Survey, &c.	300‡
138	" Reynolds	Do.	300
139	" Eber Hardie, C. A.	Extra Assistant Conservator of Forests.	350
140	" Hamilton	Assistant Instructor in Surveying and Drawing, College of Engineering, Madras.	195 in 150—200 grade.
141	" Perkins	Workshop Instructor, College of Engineering, Madras.	100
✓142	Mrs. M. A. Nisbet	Matron Superintendent, General Hospital.	320 in 300—400 grade.
✓143	Miss Dent	Assistant Matron Superintendent, General Hospital.	220 in 200—300 grade.
✓144	Mr. Bird, F. D.	Chief Assistant, Civil Secretariat, Public Department.	600

* He now holds the appointment of Forest Settlement-officer.

† These officers now hold the temporary appointments of Forest Settlement-officers which are not included in departments in which the proportion of Europeans is indispensably necessary.

‡ Rs. 25 in 20—40 grade as Superintendent of Military Students.

ORDER—No. 1005, Financial, dated 3rd December 1897.

The foregoing letter will be referred to the departments noted below for favour of remarks as regards the officers shown against each:—

Judicial Department—
List A—Nos. 1 to 6 and 27 to 30.
" B—Nos. 38 to 80.
" C—Nos. 133 and 134.
" D—No. 135.
Marine Department—
List A—Nos. 7 to 26.
Educational Department—
List B—Nos. 81 and 82.
" D—Nos. 137, 138, 140 and 141.]

Local and Municipal Department—
List A—Nos. 35 and 36.
Public Department—
List A—No. 32.
" D—Nos. 142, 143 and 144.
Revenue Department—
List A—Nos. 33 and 37.
" B—Nos. 83 to 132.
" D—Nos. 136 and 139.
Public Works Department—
List A—No. 34.

2. With reference to No. 31 in List A, the Accountant-General will be referred to paragraph 2 of G.O., No. 80, Ecclesiastical, dated 28th October 1897.

(True Extract.)

Mr. Coe
for Chief Secretary.

To the Judicial Department.
" Marine Department.
" Educational Department.
" Local and Municipal Department.
" Public Department. ✓
" Revenue Department.
" Public Works Department.
" Accountant-General.

Exd. C. M. Thambaswamy.

EXCHANGE COMPENSATION ALLOWANCE.

*Not connected with Public G.O. No. 247
7/14/28*

Please see the A.G.'s letter in
G.O. 1035.

No. 32 in the list is the Government Astronomer; in his case it has to be declared for the purposes of the allowance that the post is one for which European qualifications are indispensable and the incumbent was appointed as a European. IN G.O. No. 1426 (at A. 1) dated 1st Nov. 1897, the Govt. Astronomer ^{Mr.} as declared to be an office for which European qualifications were indispensable; it was also remarked in Europe that a training as necessary. H.M.s in their note at A. have said that he should get the allowance.

The other cases on which Public has to report are all in the A.G.'s list "D" i.e. officers who held appointments which are included in the Provincial Service. The rules are at J. 1. 142. Mrs M. A. Nisbet. Matron Superintendent General Hospital.

She was not reported upon by the Surgeon General. In G.O. No. 1390 Govt. said that it "considered that the new Matron should be a European lady. And in G.O. No. 338 of 1897

(see notes at N) the Government ruled that the pay of the post had been consolidated to Rs 300 P.

and her

*To Financial
for remarks.
At 9.1.98*

*Yellow paper
separate folio*

L

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with free quarters. Please also see
C.O. No. 25/94 appointing the present
Matron Supt. " on the usual conditions
of service for those entertained in
this country."

But it would seem that she would
be entitled to the allowance under
Rule II (2) as the post has been
declared to be one ~~for~~ for which a
European is required. And further,
the post might be said to ~~fall~~ ~~within~~
fall within the conditions of
para. 7. (2) of Govt. of India's Res.
of May 31st 1897, (printed in G.O.
491 Fin.) as an appointment " limited
to persons who possess a special
education or skill that is obtainable
only in England such as the higher
medical appointments." It is
unlikely that any person who had not
had a European training would be
appointed to this post.

No. 143. The same remarks apply to
the Assistant Matron Superintendent
General Hospital. She was appointed
under the sanction of the Secretary
of State (letter in G.O. 134/96 at N)
and though she was appointed " in the
country " in the sense that she was
at the time in the Sassoon Hospital
at Poona, she has European qualifi-
cations. On the other hand her

She should
get it.
MA

appointment was for a term of five years only (see agreement put up) and so it is a matter for consideration whether her case will not fall under Rule V (b) & (a) and be ineligible for the allowance as

(1) Holding a ~~non~~ temporary appointment

(2) Serving under a contract in which ^{the} ~~allow~~ allowances are definitely fixed, which is not preliminary to employment in one of the regular services of the Government and five years of which have not elapsed."

The solution of the question would therefore, seem to ~~be~~ depend on whether or no she is to be considered as appointed in India or not. The Secretary of State sanctions the appointment of this particular ~~non~~ lady and it is not clear that in the event of Miss Dent vacating the post, the Madras Government or the Indian Government would be at ~~liberty~~ liberty to fill up the vacancy ^{if} without a reference to the S. of S. If this is the case, Miss Dent has been wrongly described by the A.G. as "appointed in India."

But if there is any doubt it is submitted that the post should be declared to be one for ~~non~~ which ~~European~~ European qualifications are indispensable and the post be made

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a permanent one so as to avoid any difficulty about Rule V (a)

144.
The other case is that of Mr Bird, Chief Assistant Chief Secretariat. His letter urging his claims is at O.

No The appointment is included in the provincial service, but Mr Bird urges that it may be treated as a special case

as he personally was appointed as a European, ~~being explained~~ and became

7 the confidential nature of the duties attached to the post.

Attention is invited to the ~~letter~~ Note for orders at C. and the H.M.'s note there to the effect that if necessary the confidential work could be given to someone else. The confidential clerk is at present a native. Mr Bird himself will continue to draw the allowance → on under Rule 13 as long as he remains in this appointment or is in any appointment the pay of which is not more than the pay of this appointment.

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2
Cm (S) M

NOTE FOR THE CHIEF SECRETARY.

Under the new exchange compensation rules, before officers appointed in India and not excluded from the benefits of the allowance by the fact that they are Statutory Natives of India, are declared eligible for the allowance, two qualifications are necessary:-

(1) They must have been appointed either (a) to offices in which European qualifications are held to be indispensable, or (b) to services and departments in which a proportion of Europeans is held to be indispensable

(2) They must have been appointed as Europeans, and in the second case, for the purpose of maintaining the requisite proportion of Europeans.

2. There are ^{three} points ~~then~~ to be considered in the case of all officers appointed in India:-

(1) Whether they are Statutory Natives of India.

(2) Whether the offices they hold fall under (a) or (b) of condition (1) supra

(3) Whether their appointment fulfils condition (2)

3. The office of Govt. Astronomer seems clearly to be an office for which European qualifications are indispensable and it can be taken for granted that Mr. Michie Smith was appointed as a European. Mr. Michie Smith is believed not to be a Statutory Native & if

*Yellow paper
separate folder*

*He is not
Stat*

Michie is not such a person - a Statutory Native

if so, is entitled to the allowance. It would be safer to ascertain first whether Mr. Michie Smith is a Statutory Native of India- please see the question in G.O.No.13, Finl., dated 6-1-98.

4. The post of Matron Supt. in the General Hospital is also one for which European qualifications are indispensable, but condition (2) does not appear to have been fulfilled in Mr. Nisbet's case, as the wording of para.4 of G.O.No.25, Public, dated 13th Jan. 1894, would seem to point to the fact that Mrs. Nisbet was not appointed as a European. It is not quite clear what the intention of para.4. of G.O.No.25 Public, dated 13-1-94, was, but it seems to have been included in the order of her appointment, with reference to the matter of leave rules. Bringing Mrs. Nisbet within the conditions of para. 7(2) of the Govt. of India resolution of the 31st May last (G.O.No.491, Finl., dated 24th June 1897) will not get over the difficulty; ~~for~~ two conditions are necessary, first ~~that~~ she must have been appointed to an office for which European qualifications are held to be indispensable, and second ~~that~~ she must have been appointed as a European. Para.7(2) merely defines certain classes of offices which fulfil the first condition, but as regards the second condition the personal element must enter into each case. Mrs. Nisbet was appointed in India

and

B This is quite certain she is not. MA.

C

C

A

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and it seems necessary to ascertain also whether she is a Statutory Native of India. The papers in the file do not throw any light on this point and it might be as well in her case to get replies to some or all ^{of the} questions in appendix to G.O.No.13, dated 6th Jan. 98.

5. The appointment of Asst. Matron Supt. cannot, it is thought, be included in the offices to which Exchange Compensation Allowance is attached. The Government of India in its letter in G.O.No.918, Financial, dated 11th November 1897, has drawn special attention to the cases ^{of} persons serving under a contract in which their allowances are definitely fixed, and has laid down that exchange compensation allowance is admissible to such persons provided they are otherwise eligible under the rules and that (1) the contract is preliminary to employment in ~~the line~~ ^{on} of the regular services of the Govt. or (2) five years of service under the contract have elapsed. Miss Dent, who is serving under a contract, fulfils neither of these conditions and the office which she holds is under present circumstances a contract one.

6. The case of Mr. Bird seems to have been already decided in the Public Dept.

MA 2.2.98

25/1/98

Papers to be read in proceedings:--

Again G.O., No.	, dated	189 .
Again G.O., No.	, dated	189 .
Current No. 4754	of 1898, dated	, from
" "	" 189 , "	" "
" "	" 189 , "	" "

CS

ORDER No 247 of 14-2-98.
MIA

A

The office of the Sr. Asst. Surgeon has already, in G.O. no 1426 Pub. d 1-11-97 been declared to be an office in which European qualification are indispensable. Mr. Smith must be held to have been appointed as a European.

2. The Govt. considers that the post of Asst. Surgeon at the Govt. Hospital is one in which European qualification are indispensable. Mr. Smith was appointed as a European.

3. The ^{appointment} post of Asst. Surgeon is one in which ^{for a definite period} qualification is held under

with ref^{ce} to C.S. with a Mr. Smith's case in the file with for orders, it is submitted that Mr. Smith will deal with this personal question, & ascertain whether or not each applicant is a Native.

A contract, and does not
 therefore entitle its holder
 to claim exchange comp.
 allowance. His debt, if
 still however continues to
 draw his allowance under
 Rule XIII of the rules published
 in G.O. no 491 Finis d. 24/6/97.

4. It has been decided
 in G.O. no 1426 Pub
 d. 1-11-97 that the
 office of Chief Arch. in
 the Chief Sec^y is with
 an office in which European
 publications are indispensable.
 Dr. David's case therefore
 falls under rule XIII
 referred to above.

AK
 3/2/98
 11.2.98

In the Financial Dept^y (9/20) des 28
 17/2/98

When given for copying 14/2
 When copied 15/2
 When examined 16/2
 When signed 1898

AD AGAIN G.O., No. 189 DATED

CURRENT No.

ENCLOSURE TO G. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
 IN ORIGINAL.

N.B.-

A = Copy in full.
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