

Public (1899) Department.

ORDINARY PRINTED.

G.O., No. 219

DATED 21-2-88

INDEXED.

[Despatch Abstract.]

Indian civil servants

Forwarding to all members of the
Indian civil service in this Despatch letter from the
Secy of State on the question of a member
of the I.C.S. entering the paid service
of Her Majesty's Govt in the United Kingdom
while on furlough.

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21-2-88

BACK PAPERS.

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

FURTHER PAPERS.

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

NOTE FOR THE CHIEF SECRETARY.

If you have
already
noted the instructions
within please
return the 20
attaching
the note addressed
to you.

20/6/89

Government {1899} of Madras. PUBLIC.

Recd. } 1899. Enclosures
Regd. } Spare copies

G.O., No. 219, 21st February 1899.

FEBRUARY.

Indian Civil Servants.

Communicating to all members of the Indian Civil Service in this Presidency letter from the Government of India forwarding copy of correspondence with the Secretary of State on the question of a member of the Indian Civil Service entering the paid service of Her Majesty's Government in the United Kingdom while on furlough.

GOVERNMENT OF MADRAS.

PUBLIC DEPARTMENT.

READ—the following paper :—

From H. LUSON, Esq., Deputy Secretary to the Government of India (Home Department—Public), to the Chief Secretary to the Government of Madras, dated Calcutta, the 26th January 1899, No. 211.

I am directed to forward, for the information of the Government of Madras, a Financial Despatch to the Secretary of State, No. 292, dated the 22nd September 1898. Despatch from the Secretary of State, No. 161 (Public), dated the 17th November 1898. copy of the correspondence, noted in the margin, regarding an application from a member of the Indian Civil Service for permission to take up an appointment as Resident Magistrate in Ireland while on furlough, should it be offered to him, and the question whether he would be liable to the payment of pension contribution while holding such an appointment, either while on furlough or after retirement.

ENCLOSURES.

From the Government of India, to Her Majesty's Secretary of State for India, dated Simla, the 22nd September 1898, No. 292.

We have the honour to forward, for Your Lordship's consideration, a copy of a letter from Mr. * * * in which he asks for sanction to take up an appointment as Resident Magistrate in Ireland while on furlough, should it be offered to him, and for a ruling whether he would be liable to the payment of pension contribution while holding such an appointment either while on furlough or after retirement.

2. The Civil Service Regulations, as they now stand, make no provision for a case in which the services of an officer employed under the Government in India are lent to Her Majesty's Government in the United Kingdom, or in which an officer from India is permitted, while on furlough, to take up employment for Imperial purposes. It appears to us, however, that, independently of any rules, it would be a breach of the conditions of his service for a member of Her Majesty's Indian Civil Service to enter the paid service of Her Majesty's Government in the United Kingdom without the previous sanction of the Secretary of State for India. Under these circumstances it seems to us that, if an appointment in the United Kingdom is offered to such an officer, and he is desirous of accepting it, it is not for us, but for the Secretary of State, to pass orders in the case.

3. We have the honour therefore to submit Mr. * * * 's application for Your Lordship's consideration and orders. We have no objection to its being complied with.

From Her Majesty's Secretary of State for India, to the Government of India, dated India Office, London, the 17th November 1898, No. 161 (Public.)

I have considered in Council your letter in the Finance and Commerce Department (Pensions and Gratuities), No. 292, dated the 22nd September last, with which you forward copy of a letter from Mr. * * * of the Indian Civil Service, in

which he asks for sanction to take up an appointment as Resident Magistrate in Ireland while on furlough, should it be offered to him, and inquires whether he would be liable to the payment of pension contribution while holding such appointment, either while on furlough or after retirement.

2. I agree with Your Excellency's Government in the view that it is not open to a member of Her Majesty's Indian Civil Service, consistently with the conditions of his service, to enter the paid service of Her Majesty's Government in the United Kingdom without the previous sanction of the Secretary of State. An officer on furlough is for the time being under the orders of this office, and application for permission to accept such employment should, as you point out, be addressed to me. The principle which has hitherto guided this office in dealing with such applications has been to distinguish between cases of furlough on medical certificate and ordinary furlough. In the former case an officer could not be allowed to accept any employment, which might interfere with his restoration to health and fitness to resume his place in the service of Government; in the latter case acceptance of official employment, when offered, has been permitted, subject to the requirements of the public service in India, which might (as recently during the stress of war, plague, or famine) demand that the officer should be recalled to duty before the expiration of his leave. Subject to this condition I have no objection to consider favourably Mr. * * * 's application if he makes it.

3. As regards the question of the liability of Mr. * * * 's furlough allowance to the payment of contribution for pension, should he (with my permission) obtain the employment referred to, it appears to me that the matter is settled by article 812 of the Civil Service Regulations, under which no contribution is required from an officer lent for Imperial purposes. This office is not concerned with any appointment which Mr. * * * may hold after retirement.

ORDER—No. 219, Public, dated 21st February 1899.

Communicated to all the members of the Indian Civil Service in the Madras Presidency.

(True Extract.)

G. STOKES,
Chief Secretary.

To the Accountant-General.
„ the Revenue Department.
„ all Members of the Indian Civil Service
in the Madras Presidency.

Ed. C. Parlanathy.

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Addendum to the
C 10-2-99 C 13-2-99 C 16-2-99
213-2-99 215-2-99 210-2-99

Public (1897) Department.

CURRENT No. 211

5/11/99
Hm & Co

Print
current enclosure

From
The Government of India
Home Department (Revenue)

38
J.H. 1.2.99
Order
P.S. No 219 of 21-2-99
Communicated to
the Accountant General
and to all the members
of the Indian Civil
Service in the Madras
Presidency.

No. 211

Dated 26th January 1899
Received 31st _____
Registered 31st _____
Enclosures 1
Spare copies 7 of current enclosure.

Win C.M. 7.2.99
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SUBJECT.

To
The Accountant General
Revenue Department
All members of the
Indian Civil Service
in the Madras Presy.
L to note for addendum
to the L.C. Manual
Specimen

Forwarding copy of
Correspondence regarding an
application from a member
of the Indian Civil Service for
permission to take up an ap-
pointment while on furlough
and the question whether he
be liable to the payment of
contribution while holding such
an appointment.

Noted 11/3/99

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

for Supdt Genl Pres

Please print & show

for

20-6-58

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Issued
has
29-6-58

Addendum to the
Indian Civil Service Manual
No. 2
In part I, Section VII and in
the Rules for the Indian Civil Service
It is now open to the members of
Her Majesty's Indian Civil
Service, consistently with the
conditions of his service, to enter
the paid service of the United Kingdom
Govt. in the United Kingdom
without the previous sanction
of the Secretary of State. An
officer on furlough is for the
time being, under the orders
of the Secy. of State, and his
application for permission
to accept such employment
should be addressed to him.
The principle which has
hitherto guided the Secy. of
State in dealing with such
applications has been to
distinguish between cases
of furlough on medical
certificate and ordinary
furlough. In the former
case, an officer could not
be allowed to accept any
employment, which might

interfere with his restoration to health and fitness & resume his place in the service of Govt., in the latter case, acceptance of official employment, when offered, has been permitted, subject to the requirements of the Public Service in India, which might demand that the officer should be recalled to duty before the expiration of his leave.

In the case of officers employed in the United Kingdom with the Secretary of State's permission, the furlough allowance will not, under article 812 of the Civil Service Regulations, be subject to the payment of pensionary contribution.

~~Under~~
in person
who may be

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