

Print

G.O., No. 895. R

DATED 2nd Nov. 1897

4/11/97

[Despatch Abstract.]

Rules relating to furlough, sick leave and privilege leave

Govt. of India letter confirming with remarks the — approved by the Board of the S. I. Ry. Coy. Communicated to the Agent.

60/x

Ind. sec. 4/11/97

Government {1897} of Madras.
PUBLIC WORKS.

} 1897.

Spare copies

G.O., No. 895 R., 2nd November 1897.

NOVEMBER.

Rules relating to Furlough, Sick Leave and Privilege Leave

Government of India letter confirming, with remarks, the — approved by the Board of the South Indian Railway Company, communicated to the Agent.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Railway.

Read again the following paper :—

From the Officiating Joint Secretary to the Government of Madras, Public Works Department, Railway Branch, to the Secretary to the Government of India, Public Works Department, Simla, dated Ootacamund, 26th August 1897, No. 596 R.

I am directed to forward, herewith, copy of a letter from the Agent, South Indian Railway, No. 825, dated 12th August 1897, with enclosures, and to request the confirmation of the Government of India to the regulations for furlough, sick leave and privilege leave sanctioned by the Board of Directors, South Indian Railway.

ENCLOSURES.

From the Agent, South Indian Railway, to the Consulting Engineer for Railways, Madras, dated Trichinopoly, 12th August 1897, No. 825.

I have the honour to forward, for the confirmation of Government, an extract from the Managing Director's letter, No. 192, dated 4th June 1897, communicating the following rulings by the Board regarding the "Regulations for furlough, sick leave and privilege leave" in force on this railway :—

- (a) Furlough earned is not cancelled by sick leave.
- (b) Furlough ^{and} _{or} sick leave cancels privilege leave.
- (c) Furlough can be calculated and granted only on complete years of service.

I also forward a copy of my reference to the Board on which these rulings were made.

EXTRACT from the Agent's letter, No. 531, to the Managing Director.

Regulations for furlough, sick leave and privilege leave.

Three questions have recently been raised in connection with the regulations governing furlough, sick leave and privilege leave which require the orders of the Board. These are as follows :—

- (1) Whether furlough earned under the rules is cancelled by sick leave.
- (2) Whether furlough and sick leave cancel privilege leave.
- (3) Whether furlough may be calculated ratably on broken periods of a year.

The first point which has been raised by Resident Engineer Mr. Attwill Ellis is referred for the orders of the Board at the request of the Chief Engineer. My predecessor interpreted the rules as specifying that sick leave cancelled such portion of second or subsequent furlough as was previously earned, and the Board, in your letter No. 145, dated 1st February 1895, supported this reading. I am therefore somewhat reluctant to bring the subject forward a second time,

and should not do so were it not for the fact that the rules appear to be read differently on other railways and by Government. In the Civil Service Regulations, article 733 (e), which deals with leave rules almost identical with those in force on this railway, it is laid down that "the service towards first or subsequent furlough is not cancelled by the grant of sick leave, but an interval of three years' service must elapse between the return of an officer from sick leave and the grant of any furlough that may be due to him." This rule has been adopted by the Great Indian Peninsula Railway and a similar procedure is, I understand, followed on other lines. Under our own rules sick leave does not apparently cancel first furlough, and it seems somewhat inconsistent that it should do so only in the case of second or subsequent furlough. If the Board are prepared to reconsider their former decision, it should be borne in mind that as there is no limit to the total amount of sick leave permissible under the rules, a sickly officer with the additional amount of furlough to which he will become entitled may be absent from his duties for a large proportion of his service. I am inclined to think the Government rule above quoted might be adopted with the proviso that no officer may have sick leave aggregating more than two years during the whole of his service.

The second point regarding the cancellation of privilege leave by furlough or sick leave is raised by the Chief Engineer, who quotes rule No. 12 in support of the contention that such forfeiture of privilege leave is not intended. I do not think the rule was intended to have this interpretation placed upon it, and I recommend that it be modified to clearly show that long leave cancels privilege leave.

The third question has arisen out of the five days' extension of leave sanctioned to Mr. C. E. Crighton in your letter, No. 177, dated 23rd October 1896. The Deputy Examiner of Railway Accounts at Trichinopoly declines to finally pass Mr. Crighton's allowances for these five days until an authoritative ruling is given by the Board and Government that furlough may be calculated ratably on periods less than a complete year. Will you kindly favour me with orders in due course.

I have placed in the packet copies of the correspondence from the Chief Engineer, the Chief Auditor, and Mr. Ellis relating to the above questions.

EXTRACT from the Managing Director's letter, No. 192, dated 4th June 1897.
Regulations for furlough, sick leave and privilege leave.

In reply to the paragraph under this head in your No. 531, the Board on reconsideration have come to the conclusion that furlough earned is not cancelled by sick leave. In answer to your second question, the Board consider that furlough and/or sick leave cancels privilege leave earned. And as to your query No. 3, they are of opinion that furlough can be calculated and granted only on complete years of service.

With regard to the five days' extension of leave to Mr. Crighton, sanctioned in Board's letter No. 177 of 23rd October last, the intention of the Board was that that officer should be entitled to pay during such excess over leave.

Read also the following paper :—

From the Under Secretary to the Government of India, Public Works Department (General), to the Officiating Joint Secretary to the Government of Madras, Public Works Department, Railway Branch, dated Simla, 22nd October 1897, No. 2878 G.

I am directed to acknowledge the receipt of your letter, No. 596 R., dated 26th August 1897, in which confirmation is requested to the undermentioned rules relating to furlough, sick leave and privilege leave which have been approved by the Board of the South Indian Railway :—

- (a) that furlough earned is not cancelled by sick leave;
- (b) that furlough and (or) sick leave cancels privilege leave;
- (c) that furlough can be calculated and granted only on complete years of service.

2. In reply, I am to state that the rulings at (b) and (c) above are approved. The ruling at (a) is also accepted on the understanding that it is not intended to deviate from the general principle maintained in the rules of Government and of the railway companies, that an interval of three years must elapse after return from furlough or sick leave before furlough can be taken again.

ORDER—No. 895 R., dated 2nd November 1897.

Communicated to the Agent, South Indian Railway.

(True Extract.)

(Signed) F. J. E. SPRING,
Offg. Joint Secy. to Govt.,
Railway Branch.

To the Consulting Engineer for Railways.
" Agent, South Indian Railway.
" Examiner, Guaranteed Railway Accounts.

*Extract from the Agents' letter No 531
to the Managing Director*

REGULATIONS FOR FURLOUGH, SICK LEAVE, AND PRIVILEGE LEAVE.

Three questions have recently been raised in connection with the regulations governing furlough, sick leave, and privilege leave which require the orders of the Board. These are as follows:—

- (1) Whether furlough earned under the rules is cancelled by sick leave.
- (2) Whether furlough and sick leave cancel privilege leave.
- (3) Whether furlough may be calculated rateably on broken periods of a year.

The first point which has been raised by Resident Engineer Mr. Attwill Ellis is referred for the orders of the Board at the request of the Chief Engineer. My predecessor interpreted the rules as specifying that sick leave cancelled such portion of second or subsequent furlough as was previously earned, and the Board in your letter No. 145 dated 1st February, 1895, supported this reading. I am therefore somewhat reluctant to bring the subject forward a second time, and should not do so were it not for the fact that the rules appear to be read differently on other railways and by Government. In the Civil Service Regulations, Article 733 (e), which deals with leave rules almost identical with those in force on this railway, it is laid down that "*the service towards first or subsequent furlough is not cancelled by the grant of sick leave, but an interval of three years' service must elapse between the return of an officer from sick leave and the grant of any furlough that may be due to him.*" This rule has been adopted by the Great Indian Peninsula Railway and a similar procedure is, I understand, followed on other lines. Under our own rules sick leave does not apparently cancel first furlough, and it seems somewhat inconsistent that it should do so only in the case of second or subsequent furlough. If the Board are prepared to re-consider their former decision, it should be borne in mind that as there is no limit to the total amount of sick leave permissible under the rules, a sickly officer with the additional amount of furlough to which he will become entitled may be absent from his duties for a large proportion of his service. I am inclined to think the Government Rule above quoted might be adopted with the proviso that no officer may have sick leave aggregating more than two years during the whole of his service.

The second point regarding the cancelment of privilege leave by furlough or sick leave is raised by the Chief Engineer, who quotes rule No. 12 in support of the contention that such forfeiture of privilege leave is not intended. I do not think the rule was intended to have this interpretation placed upon it, and I recommend that it be modified to clearly show that long leave cancels privilege leave.

The third question has arisen out of the five days extension of leave sanctioned to Mr. C. E. Crighton in your letter No. 177 dated 23rd October, 1896. The Deputy Examiner of Railway Accounts at Trichinopoly declines to finally pass Mr. Crighton's allowances for these five days until an authoritative ruling is given by the Board and Government that furlough may be calculated rateably on periods less than a complete year. Will you kindly favor me with orders in due course.

I have placed in the packet copies of the correspondence from the Chief Engineer, the Chief Auditor, and Mr. Ellis relating to the above questions.

*W. L. Meunier
for Agent
12. 11. 97*

ENG. No. 1 TO E. R's. G. No. 3521 OF 1397
 LETTER No. 825 D 12.8.97
 FROM A

Extract from the Managing Director's letter No. 192 dated 4th June 1897.

REGULATIONS FOR FURLOUGH, SICK LEAVE AND
 PRIVILEGE LEAVE.

In reply to the paragraph under this head in your No. 531, the Board on re-consideration have come to the conclusion that furlough earned is not cancelled by sick leave. In answer to your second question, the Board consider that furlough and/or sick leave cancels privilege leave earned. And as to your query No. 3, they are of opinion that furlough can be calculated and granted only on complete years of service.

With regard to the five days' extension of leave to Mr. Crighton, sanctioned in Board's letter No. 177 of 23rd October last, the intention of the Board was that that officer should be entitled to pay during such excess over leave.

W. L. Mearns
for Agents
 12.8.97

192
ENC. NO. 2 TO E. R's. G. No. 3521 OF 1007
LETTER NO. 825 D 12. 8. 97
FROM A

Handwritten text in Tamil script, likely a reference or note related to the letter.

No. 825 South Indian Railway Co., Ltd.
AGENT'S OFFICE,
Trichinopoly, 12th August 1897.

From

THE AGENT,
SOUTH INDIAN RAILWAY,

To

THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS.

Sir,

I have the honor to forward for the confirmation of Government an extract from the Managing Director's letter No. 192 dated 4th June 1897 communicating the following rulings by the Board regarding the "Regulations for Furlough, Sick Leave, and Privilege Leave" in force on this Railway:-

- (a). Furlough earned is not cancelled by sick leave.
- (b). Furlough and or sick leave cancels privilege leave.
- (c). Furlough can be calculated and granted only on complete years of service.

I also forward a copy of my reference to the Board on which these rulings were made.

I have the honor to be,
Sir,

Your most obedient Servant,

A. B. G. O. M.

Capt. R. E.,

Agent.

2 Enclosures.

M. S. D.

192
EN
FR



600-26-5-97.
Conso. Engr's No. 21.

OFFICE OF THE CONSULTING ENGINEER FOR RAILWAYS,
Madras, ^{16th} 16th August 1897.



No. 2663

OFFICE NOTE.

Letter from the Agent, South Indian Railway, No. 825,
dated 12th August 1897, forwarded to the Examiner of Railway
Accounts, for remarks.

*Wt to be
forwarded*

*895R
2/10/97*

J. H. ...

for E. R.

EXAMINER'S REPLY.

The Govt. of India may be asked to confirm
the Board's interpretation of the General Lease
Order for Guaranteed Railways

W. ...
CR 18/8/97

Wt to be forwarded

Wt ... 20/8/97

18.8.97

From
THE AGENT,
SOUTH INDIAN RAILWAY,
Trichinopoly.
To
THE CONSULTING ENGINEER FOR
RAILWAYS,
Madras.
Dated
Received
No.
189

ENCLOSURE

No. 596. R

Government of Madras.

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

To

THE SECY. TO THE GOVT. OF INDIA,

P. W. DEPARTMENT.

Siwla

Cotacamund, the 26th Aug. 1897.

SIR,

I am directed to forward herewith, copy of a letter from the Agent, S. I. Rs. N^o. 825 dated 12th August 1897 with enclosures, and to request the confirmation of the Government of India to the Regulations for Furlough, Sick leave, and Privilege leave, sanctioned by the Board of Directors, South Indian Railway.

26/8/97

S.R.

*Documents accompanying:
Copy of letter with its
enclosures referred to.*

26/8/97

26/8/97

Public Works (1897) Department.

CURRENT No. 2

From

The Govt. of India

Order

No. 2878 G

Dated 22nd October 1897

Received 1. 11. 97

Registered 1. 11. 97

Enclosures nil

Spare copies nil

SUBJECT.

Rules relating to Furlough
sick leave & Privilege leave
approved by the Board of
the S. D. Ry.

Confirming with
remarks the —

B/-

No. 596. R. dated 26.8.96

BACK PAPERS.

FURTHER PAPERS.

*All communications
should be addressed
to the Secretary.*

No. 2678 G.

GOVERNMENT OF INDIA.

PUBLIC WORKS DEPARTMENT.

GENERAL.

To

Sir,

Silmaesth
Under Secretary to the Govt. of India.

S. S. S.

No. 895. Dated 2/11/97
P. W. DEPARTMENT.
Ry: Bel

PROCEEDINGS OF THE MADRAS GOVERNMENT.

A.

again
Read the following
A

Priso: of the madras } H.R. No. 596 R of 26 Sept 97
Cust. P.W. Dept. : _____

Read also

Letter from the Govt. } H.R. No. 2878 G of 22 Oct 97
of India P.W. Dept. : _____

Communicated
to the Agent South Indian
Railway...

W. 2/11/97

7/11/97 BR
2/11

To

The Comptroller for Ryot

Agent S. & Ry. 25/10/97

441 G. Ry. Agent