M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 691 Press
8—9 Mis.—

Dated 1—5— 1860 ..

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, for the month of May 1860.

No. 8. Read the following letter from C. H. CUSHINGTON, Esq., Secretary to the Government of India, Financial Department, to the Chief Secretary to the Government of Fort Saint George, Fort William, Council Chamber, dated 26th March 1860, No. 2,713:—

With reference to the Proceedings of the Madras Government in the Revenue Department, dated 24th December last, No. 1,775, amending, without the previous sanction of this Government, the present Rule in regard to the time to be allowed to Covenanted and Uncovenanted Civil Servants to join a new appointment, and passing a new Rule for regulating such time, I am directed to remark that there is no reason, apparent or assigned, why Rules of this nature should not be of universal application; that it is not competent to any Local Government to alter or amend, without sanction, such Rules approved by the Government of India; and that the Rule passed by the Madras Government must be cancelled.

2. The President in Council observes that if the Madras Government have any amended Rules to propose, they should be submitted to this Government for approval.

3. Moreover, he sees no reason to alter existing Rules further than perhaps to remove the few distinctions which seem* to exist between the Covenanted and Uncovenanted Rules, and to make the former of general application, and perhaps to add a Rule that where means of locomotion by Steamer or Railway exist, it will be open to Government in all cases to prescribe the time within which an Officer is to join, which shall never, except in cases of emergency, be less than (say) a fortnight to prepare, and 100 miles per diem for the portion traversable by Steamer or Railway, counting from the first departure after the fortnight expires, with the old marching Rule of 15 miles a day, Sundays excluded, for the rest of the journey.

* *See accompanying printed extract from a memorandum drawn up in this Department.*

Extract from a Memorandum drawn up by the Secretary to the Government of India, in the Financial Department, dated 6th February 1860.

The following Rules are observed in respect to the time to be allowed for joining or quitting an appointment:—

In cases in which Covenanted and Uncovenanted Officers proceed *beyond Sea on Medical Certificate*, special leave for the interval elapsing between departure from station and the commencement of reckoning absence, or between the end of reckoning absence and re-arrival at station, is allowed for a period of 4, 6, or 8 weeks according as the distance to be travelled shall not exceed 300 or 600 miles, or be in excess of the last mentioned distance.

Financial Resolution, 14th October 1857.

If the leave be taken in India, the preparatory leave is calculated at the rate of one day for every 15 miles of the distance to be travelled to the Sanatarium, both for Covenanted and Uncovenanted Servants.

Preparatory leave prior to furlough is allowed to both Covenanted and Uncovenanted Officers for the same period as in cases of sick leave; Covenanted Officers stationed at the Presidency Towns, however, being allowed such leave for one month only. If furlough is taken in India no preparatory leave is grantable to an Uncovenanted Servant.

Financial Notification, dated 14th November 1856, in respect to Covenanted Servants and Financial Resolution, dated 22nd January 1858, in respect to Uncovenanted Servants.

When private affairs leave under Section 14 is taken by a Covenanted Servant for proceeding to Europe or beyond Indian limits, preparatory leave is granted for such period as might be absolutely required to enable the absentee to reach the port of embarkation or to return from the port of debarkation to his station.

Clause 2 of Section 14, amended.

No such Rule prevails in respect to Uncovenanted Servants.

Before resigning the service, preparatory leave is granted to Covenanted Servants for the same period as in cases of furlough on private affairs provided such leave can be granted without detriment to the Government service.

Financial letter to Bengal Civil Auditor, dated 24th April 1857, *No.* 1,817.

Read

Financial letter to Bengal Civil Auditor, dated 29th April 1859.

To *European Uncovenanted* Servants one month's preparatory leave on half pay is grantable before they retire from service on pension.

For joining a new Office, 1, 2 or 3 months is allowed to Covenanted Servants, according as the distance may not exceed 300 or 600 miles or be in excess of the last mentioned distance.

Section 20 of the Covenanted Rules.

Section 23.

In case of a change of Office the above time and distance to be observed.

To Uncovenanted Servants the time allowed for joining an appointment is calculated at 15 miles a day (Sundays excepted) together with a week to prepare for the journey; but on occasions of emergency it is optional with Government to prescribe the period within which any journey is to be performed.

Section 13 of the Uncovenanted Rules.

The Madras Government has passed the following Rule in place of the above:—

"No precise time will be prescribed for taking up a new appointment; but the Government will trust to the right feeling of the Officer concerned, to join as early as he can with reference to the means of locomotion available for the journey. It will be the duty of the Civil Auditor to bring to the notice of Government any instance in which an Officer shall have taken an unusually long time to join a new appointment."

"This Rule will apply also to the Uncovenanted Service; the present Rules under which Members of that service are required to join a new appointment are hereby cancelled."

Ordered in consequence that the following letter be despatched.

No. 9. From J. D. BOURDILLON, Esq., Secretary to the Government of Fort Saint George, to the Secretary to the Government of India, Financial Department, dated 1st May 1860, No. 691.

1. I have the honor to acknowledge your letter of the 26th March (received April 16th,) noticing that this Government recently amended the Rules regarding the time for Covenanted and Uncovenanted Civil Servants to join a new appointment; observing that it is not competent to a Local Government to alter such Rules when approved by the Government of India; and conveying the direction of that Government, that the new Rules shall be cancelled.

2. I am directed to state in reply that it did not appear to this Government that Rules on the subject in question need be common to the whole of the Indian Empire. They believed, and they believe still, that no practical evil whatever is to be expected from such diversities of practice as are likely to result from leaving each Government independent in such matters; but it is a tangible practical evil when experienced inconveniences and abuses in one part of the Empire, are required to be continued unchecked, because they have not been experienced or observed in another part of it, or because the controlling Government has not been convinced of their existence, or have not leisure to attend to the matter.

3. With respect to the case immediately in hand, this Government had cause to observe that the old Rule was productive of inconvenience to the public service, and they at once applied a remedy. In place of the old Rule they adapted one better adapted to the circumstances of the present time; one which has the great advantage of simplicity, in contradistinction, I am to point out, to the very complicated Rules proposed in the third paragraph of your letter; one which substitutes an appeal to the right feeling of the Officer for a formal restriction; and one, I am instructed to add, which has always prevailed in the Public Departments in England, and is found to work very successfully.

4. This Government trust that after the foregoing explanation the Government of India will withdraw their opposition to the change. They would think it a matter very much to be regretted if, after their servants have been put on their honor in the matter, that confidence were now withdrawn and the old restrictive Rule reverted to. If, however, the Supreme Government should still retain the views expressed in your letter, I am to request that the question may be referred for the Orders of the Secretary of State.

Revenue Dept
Fort Saint George
30th April 1860

No 691

To

The Secretary to the
Government of India
Finance Dept

Sir,

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I have &c.

Fort St. Geo:
1st May 1860.

83

31-12-59

Revenue 1860 Departt.
Proc. of Govt. 10th May

No 691.

To the Secretary to the
Govt. of India.
Fint. Deptt.
Dy. 1st May 1860.

From the Secy to the Govt of
in Pro. 12th July 1860 No. 1156.

Explaining why this Government amended the rules regarding the time for Covenanted and Uncovenanted civil Servants to join a new appointment; and requesting that the opposition of the Govt of India to the changes may be withdrawn.

Pro. of the Madras Govt in the Financial Dept. of 7th October 1859 No 3309 —

No 879.

C23 April R25