M.R.O. 14—10,000—21-4-22.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1594	Press ~~Mis.~~
130-131	
Dated 9.8.	1861.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 9th August 1861.

No. 130. Read the following Extract from the Proceedings of the Government of India, in the Financial Department, under date the 2nd July 1861, No. 8,261 :—

Read the undermentioned papers on the subject of granting exemption from Income Tax to Military Officers, who draw consolidated salaries in the Civil Department.

Letter from the Secretary to the Government of Madras, No. 926, dated the 24th April last.

Office Memorandum to the Military Department, No. 6,327, dated the 20th May.

Office Memorandum from the Military Department, No. 505, dated the 11th ultimo.

1. The Civil Paymaster at Madras having inquired, whether he had acted rightly in granting exemption under Section 129 of Act XXXII of 1860, to the Military Officers noted in the margin,* who draw consolidated salaries in the Civil Department, on a sum equivalent to the tentage of their Military rank, the Government of that Presidency decided that, the exemption should be allowed under the ruling of the Government of India (dated the 14th September 1860, No. 9,242, Calcutta Gazette, page 2,429) that "Military men in "Civil employ, whose consolidated salary, or whose Military pay and Civil allowance exceed a "Captain's pay, are to be charged on the total, after deductions on account of tentage and horse "allowance."

* Private Secretary to Government.
Military do. do.
Secretary to Government, Military Department.
Mint Master.
Assay Master.
Superintendent School of Arts.
Chief Engineer, Department Public Works.
Railway Consulting Engineer.
Conservator of Forests.
Commissioner of Police.
Police Magistrates.
Superintendents of Police.
Government Agent in Orissa.
Military Assistant Agent, Ganjam.
Superintendent of Revenue Survey.
Zillah and Civil Surgeons.
Inspector of Schools.

2. It now appears that about the same time when the above rule was passed, the Acting Military Auditor General of Bombay solicited instructions from the Government of that Presidency, "as to what principle should be observed in assessing the emoluments of Officers who "draw consolidated salaries" noting the following as examples :—

	Rs.	A.	P.
Commander-in-Chief...	5,833	5	4
Principal Inspector General, Medical Department	2,500	0	0
Inspector General do.	1,900	0	0
Present Inspector General on the consolidated salary of a Member of the late Medical Board...	2,138	0	0
Deputy Inspector General, Medical Department...	1,575	0	0
Military Secretary to the Governor	1,000	0	0

3. The Government of Bombay referred the point to this Government in the Military Department, which furnished in reply copy of a report submitted by the Officiating Military Auditor General of Bengal to the effect that "in this Presidency, Income Tax has been assessed "on consolidated salaries on the "following principle: If as in "the cases noted in the margin,† "any express rate of house rent, "tentage or horse allowance is "included in a consolidated "salary, such house rent has "been exempted from deduc- "tion, but no exemption is "allowed where no such rate "is included, as in the cases "marginally‡ specified, of Offi- "cers who hold other than "Regimental Commissions and "for whom no rate of tentage "or house rent is defined as "either forming a part, or as "being issuable in excess of "their consolidated salaries."

Appointment.	Salary.	Authorized.	
		House Rent.	Horse allowance.
		Included in consolidated salary.	
	Rs.	Rs.	Rs.
† Adjutant General H. M's. British and Indian Forces.	2,250-0-0	120	...
Deputy ditto.	800-0-0	..	60
Military Auditor General.	3,333-5-4	120 (Tentage)	...
General Officer.....	3,333-5-4	400	...
Commandant of Irregular Cavalry.	1,000-0-0	Tentage of Regimental Rank.	30
2nd in Command.....	500-0-0		30
‡ Depy. Inspr. of Hospitals...	1,800-0-0	...	...
Mily. Secy. to Govr. Genl.	1,000-0-0	...	...

4. The Governor General in Council observes, that none of the appointments enumerated in the report of the Officiating Military Auditor General of Bengal are the same as those specified in the letter from the Government of Madras except the Military Secretaryship to the Governor General, which corresponds with the Military Secretaryship to the Governor of Madras, the whole salary attached to which is rightly subjected to Income Tax. The principle observed in Bengal shall therefore be acted on in reference to the appointments specified in the letter from the Government of Madras, that is to say, the whole of the consolidated salary in each case shall be subject to Income Tax. If in any case, however, tentage or horse allowance is expressly included in the consolidated salary, exemption shall be allowed for the same under Section 129 of the Act; not otherwise.

5. Ordered that a copy of the above resolution be forwarded to the Government of Madras for information and guidance.

(A true Extract.)

(Signed) C. HUGH LUSHINGTON,
Secretary to the Government of India.

No. 131. ORDER THEREON, 9th August 1861, No. 1,594.

Ordered to be communicated, together with copy of the letter dated 24th April 1861, No. 926, Revenue Department, from this Government to the Government of India) to the Military Department with reference to G. O. 27th March 1861 in that Department, and to the Civil Auditor and Military Auditor General, with reference to G. O. 21st March 1861, No. 666, Revenue Department.

(Signed) C. G. MASTER,
Deputy Secretary to Government.

Pro: 19th Sept. 60 Nos 338-339
" 27th March 61 - 396-397
" 24th April — " - 408-409

not to be

Nos 130 & 131.

6th Augt 61.

Rec'd 1861 Sept 11.
Pro: of Govt for enclosure

No 1807.

Extract from the Pro: of the Govt of India.
dated 2d July 61
Rec'd 26th " No 8261

Secy

No 1594. 9th Augt

Ruling that the terms stated of Military Officers should be subject to income Tax but in any case in which certificate or bonds allowed is included in the consolidated pay exemption should be allowed for the same. With an order.

No 1594

Ordered to be communicated together with copy of the letter dated 24th April 1861. No 926. R.D. from the Govt to the Govt of India, to the Military Dept with reference to G.O. 27th March 1861 in that Dept and to the Civil Auditor and Military Auditor General with reference to G.O. 21st March 1861 No 666. R.D.

7 Copies to Civil Dept with P: 926 Civil-10
3 " Civil Paymaster
3 " Bombay Accts Genl
14 " Bd of Revenue
13 " Govt Comm 39
3 " Mil Fin Dept

9th Augt 1861