M.R.O. 14—10,000—27-6-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 525 Press Mis.

No. 161

Dated 16 - 3 - 19 1925

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 16th March 1863.

No. 160. Read the following Proceedings of the Madras Government in the Judicial Department, dated 23rd December 1862, No. 2,103 :—

Sanctioning the disbursement to Major Wapshare an allowance of Rupees 70 a month as long as he holds the office of the Joint Magistrate of Cottacamund. (Vide Judicial Proceedings, 23rd December 1862, No. 232.)

No. 161. ORDER THEREON, 16th March 1863, No. 525.

Ordered to be communicated to the Honorable Mr. Petty. The sanction given in this order will be included in the report about to be sent to the Government of India.

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

JUDICIAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Dated 23rd December 1862, *No.* 2,193.

His Excellency the Governor in Council has had under his consideration the case of Major Wapshare, Joint Magistrate at Ootacamund.

2. There is no Civil salary attached to this appointment; but Colonel Brown, who previously filled it, drew full batta, whereas Major Wapshare, who was transferred to the Invalid Establishment subsequently to the 10th July 1857, can have no claim to extra batta. He has thus been discharging onerous Magisterial duties without receiving any additional allowance under M'Pherson's [illegible] remuneration whatever in the Civil Department.

3. In their Financial Resolution of the 11th March 1859, No. 2,803, the Government of India admitted the principle of granting an allowance to an Invalid Officer, when the salary of the appointment in which he may be acting is less than his Military allowances. Cases of this kind, they ruled, were always to be determined on their merits on the understanding that the remuneration to be paid to an Invalid Officer employed in the Civil Department, in addition to his Military allowances, should never exceed ½ of the salary of the office to which he might be nominated. This rule has not been applied to Major Wapshare's case, there being, as already remarked, no Civil salary attached to the appointment of Joint Magistrate at Ootacamund.

4. In para. 11 of their Order of the 18th July last, No. 1,136, an allowance of Rupees 70 a month commencing from the 1st idem, was granted to Officers vested with Magisterial powers under Act IV, 1847, provided that he received no salary, or other allowance, in the Civil Department. Mr. Petty in his report did not consider the position of the Joint Magistrate of Ootacamund. But Major Wapshare's case comes within the requirements of the rule granting the allowance. His appointment which was virtually made under Act IV, 1847, gave him no [illegible] and the duties of Magistrate [illegible] were charged to

5. Under these circumstances, [illegible] the Governor in Council sanctions the disbursement to Major Wapshare of the allowance of Rupees 70 a month referred to, with retrospective effect. It will be passed to him as long as he holds office as Joint Magistrate of Ootacamund, and will be drawn from the provision made for Colonel Brown's allowances. The Deputy Auditor General will see that this charge is included in the Budget for the ensuing year now under preparation.

6. A copy of this Order will be furnished to the Revenue Department, in continuation of para. 12 of Proceedings 18th July last, No. 1,136, in view to this sanction being included in the general report to be made to the Government of India.

(True Extract.)

Chief Secretary.

To the Magistrate of Coimbatore.
" Civil Paymaster.
" Deputy Auditor and Accountant General.
" Revenue Department.

Extd. C. McMoorty.

Pro. 28th July 62 No. 366
367

Rec'd 1862 Oct 31
Secretary of State's Office
No. 3250.

Acknowledging the
Governor's Despatch

Dated 28th December
Received 31st December 1862

No. 210.

Transmitting the
Reports of Commissioners

Sanctioning the
Advances made to the
Mayor and Aldermen
of Cape Town and
to defray the Cost
of the Joint Deputation
to Port Natal.

C.O. 1004/101

No. 525 March

Mayor Cape Town

No. 525.

Or. Read to be communi-
cated to the Honorable Mr. Solly.

The sanction given in this order
will be included in the report
about to be sent to the Government

Jan. 1863.

Mr. Secretary Labouchere
Mr. Merivale

Sd to the Hon'ble Colonial Secretary
with the Lieut Governor's Despatch