M.R.O. 14—18,000—27-9-24.

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 5260 Press —Mis.—

Dated 18 . 2 . 19 1863

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department, 18th March 1863.

No. 188. Read the following Endorsement of the Under Secretary to the Government of India, dated Home Department, 23rd February 1863, No. 1,200 :—

Extract from the Proceedings of the Government of India, in the Financial Department, dated 4th February 1863, No. 386*g*.

From T. PYCROFT, Esq., Chief Secretary to the Government of Fort Saint George, to the Secretary to the Government of India, No. 2,040, dated 10th September 1862.

Sir,

Proc. Board of Revenue, 2nd May 1861, No. 2,251.
Do. ,, 1st July ,, ,, 3,110, with letter from Collector of Tinnevelly, 10th June 1861, No. 246.
Procs. Board of Revenue, 16th August 1861, No. 4,479.
Do. of Government, 30th January 1862, No. 142.
Do. Board of Revenue, 8th July 1862, No. 4,390.
Do. of Government, 31st July 1862, No. 1,654.

1. I am directed to forward, for submission to the Government of India, the papers noted in the margin, on the subject of the Pearl Fisheries which were held under the supervision of the Collector of Tinnevelly during the year years 1861 and 62.

2. The Fishery of 1861 commenced at the beginning of March, but, in consequence of interruptions from bad weather, it did not close till past the middle of April. It resulted in a net profit to Government of Rupees 2,21,861.* That of 1862 was on a smaller scale, as had been anticipated, but it yielded a clear profit of Rupees 1,10,619.†

	Receipt.	Charge.	Profit.
* 1861	2,50,276	28,415	2,21,861
	Receipt.	Charge.	Profit.
† 1862	1,29,003	18,384	1,10,619

3. The last Fishery prior to 1861, occurred in 1830, when the next product fell short of a lac of Rupees, while the yield of 1828 amounted only to Rupees 68,952. The present results, therefore, are highly satisfactory, and a large Fishery at Trichendoor has been planned by the Collector for the ensuing year.

4. Between 1830 and 1856 frequent examinations had been made of the Pearl banks off Madura and Tinnevelly, but they afforded little encouragement, and in 1857 the attention of Government was attracted to the comparative productiveness of the banks off Ceylon. Since that time various expedients have been adopted to promote the growth of the Oysters, and to discover the localities where they lodged. The principle of these measures have been the building of Guard boats ; the employment of European Divers ; the abolition of the Chank Fishery ; the purchase of a diving apparatus ; and the frequent inspection of the banks. It is to these causes that the successful issue of the two last Fisheries must be mainly attributed.

5. On both occasions the Collector has made prominent mention in his reports of the zeal and diligence shown by Captain Phipps, the Master Attendant of Tuticorin. This Officer was appointed in 1859 to the immediate charge of the Pearl banks, and under his personal superintendence all the recent inspections of the banks, and other operations connected with them, have been conducted. In consideration of the extra duty and responsibility thus devolving on him, the Collector of Tinnevelly, in April 1860, recommended that his pay, as Master Attendant, should be raised from 200 to Rupees 350 a month. The Government, however, as will be seen from the correspondence noted in the margin, authorized an increase of only 100 Rupees, which received the confirmation of the Government of India ; but in granting this sanction, this Government promised to consider Captain Phipps' claim to a further increase after a successful Fishery.

To Government of India, 28th April 1860, No. 677.
From do. 23rd June ,, ,, 3,321, Home Department.

6. Accordingly, while reviewing the Revenue Board's Report on the Fishery of 1861, the Government formally appointed‡ Captain Phipps to be Superintendent of Pearl Banks off the coasts of Madura and Tinnevelly, in addition to his Office of Master Attendant ; and in consideration of the very onerous and responsible duties thus assigned to him, they raised his pay from Rupees 300 to Rupees 350 per mensem, the amount originally recommended by the Collector. The Government have had under their consideration a proposal to allow Captain Phipps a high rate of temporary pay during the Fisheries, but they are of opinion that a permanent increase of salary is a better mode of remuneration.

‡ Proceedings of Government, 30th January 1862, No. 142, paragraph 3.

7. Under these circumstances I am directed to request the confirmation of the Government of India to this sanction, as exhibited in the accompanying Tabular Statement. The change will involve a permanent increase of Rupees 50 per mensem, commencing from the 1st January last.

and payable from general funds, as the sums realized from the Pearl Fisheries are carried to the credit of Government. Provision has been made in the Budget for 1862-63 (under I. Land Revenue, 2 Sayer, Pearl Fishery) for the payment of the increased salary during the current year, leaving only 150 Rupees to be met from the savings in the Budget of 1861-62.

No. 5,599, Home Department, Fort William, the 8th October 1862.

Forwarded to the Financial Department for consideration and orders.

Telegram from the Financial Secretary to the Government of India, to the Civil Pay Master, Madras, No. 8 *g*, dated 21st November 1862.

With reference to Financial Resolution number fifty-one fifty-one, dated 9th December, eighteen hundred and sixty, please state whether your have passed the increase of fifty Rupees reported in your letter dated eighth ultimo, to have been provisionally sanctioned by the Madras Government, in January last, to the salary of Captain Phipps, Superintendent of Pearl Banks, or whether the charge is still prospective.

Telegram from Civil Paymaster, Madras, to the Financial Secretary, Calcutta, dated 24th November 1862.

Your telegram of 22nd received; the increase of 50 Rupees a month since sanctioned, under orders of Madras Government, dated 30th January, one thousand eight hundred and sixty-two, has been passed to Captain Phipps from 1st March last.

No. 1,141 g, Financial Department, Fort William, the 4th December 1862.

RESOLUTION.

Before passing final orders on the above application, His Excellency the Governor General in Council desires that the Madras Government will be good enough to explain why the sanction of the Supreme Government in regard to Captain Phipps' salary was anticipated, notwithstanding the clear instructions on the subject conveyed in the Resolution of this Department, No. 5,150, dated 9th June 1860.

His Excellency in Council further desires that the Civil Paymaster, Madras, be called upon to explain why, as reported by him in his telegram of the 24th ultimo, he passed the increased salary of Captain Phipps from 1st March last, without awaiting the sanction of this Government, notwithstanding the orders contained in the last paragraph of the Resolution of the 9th June 1860, or without reporting the case for orders.

To the Home Department for communication to the Government of Madras.

„ the Civil Paymaster, Madras.

From W. J. RAYNOR, Esq., Officiating Civil Paymaster, Madras, to the Honorable E. DRUMMOND, Financial Secretary to the Government of India, No. 1,671, dated 25th November 1862.

With reference to your telegram of the 22nd instant, I have the honor to report, as already stated in the reply sent by telegraph yesterday, that an increase of 50 Rupees* a month, sanctioned in Proceedings of the Madras Government, dated 30th January last, No. 142, Revenue Department, has been passed by this Office, to Captain Phipps, Superintendent of the Pearl Fishery, from 1st March last.

* Debitable to "B. I." "I. Land Revenue" "Pearl Fishery."

2. The above increase appears from the accompanying copy of Proceedings of the Madras Government, dated 4th November 1862, No. 2,346, to have been disbursed by the Collector of Tinnevelly retrospectively, from 1st March to 31st December 1861, but on its being refused audit by this Office, the amount has been ordered by Government to be recovered from Captain Phipps. No bills for January and February 1862, have been submitted for audit.

Proceedings of the Madras Government, Revenue Department.

Read the following Proceedings of the Board of Revenue, dated 22nd October 1862.

Read again Proceedings of the Madras Government, dated 16th September 1862, No. 2,009.

(In Cons., 17th September 1862, No. 5,971.)

Read also letter from the Officiating Civil Pay Master, dated 2nd October 1862, No. 1,376.

(In Cons., 9th October 1862, No. 6,351.)

Read also letter from the Collector of Tinnevelly, dated 4th October 1862, No. 419.

(In Cons., 11th October 1862, No. 6,512.)

1. In their Proceedings above recorded, the Government observe that it was not their intention, when sanctioning, in their Order of 30th January 1862, No. 142, the increase of pay to Captain Phipps, as Superintendent of Pearl Fishery in Tinnevelly, that the increase should take retrospective effect from 1st March 1861; and that they will apply to the Government of India for sanction, to have effect only from 1st January 1862. The Board observe that in his letter dated 10th June 1861, paragraph 42, the Collector proposed that the salary of this Officer should be raised permanently to Rupees 500 a month, including his pay as Master Attendant (Rupees 200), and that he should be allowed to draw at this increased rate from 1st March 1861, the date on which the *fishing commenced, and in submitting* the Collector's proposal for the sanction of Government, the Board modified it only so far as regards the pay, for which they named Rupees 350 instead of 500, with the addition of a gratuity of Rupees 2,000. In respect to the date from which the higher rate of pay should take effect, the Collector's proposition was not touched, and though it was not expressly so stated, the Board intended that the sanction should operate from the date on which the fishing commenced, as named by the Collector. In paragraph 9 of their Proceedings above adverted to, the Board specially alluded to the Collector's request that the increase should have retrospective effect from 1st March 1861.

Board's Proceedings dated 1st July 1862, No. 3,410.

2. The Order of Government, dated 30th January 1862, No. 142, conveying sanction as recommended by the Board, was silent on this part of the subject, and the Board were therefore led to conclude that the sanction was to have retrospective effect, as intended by them. The Collector, to whom the sanction was communicated without comment, construed it in the same way. Payment was accordingly made to Captain Phipps, and the increase of 50 Rupees, from 1st March 1861, was included in the Collector's contingent bill for April 1862, which was in the usual course countersigned by the Board and sent to the Civil Civil Pay Master. In his letter recorded above, the Officiating Civil Paymaster now enquires, under what circumstances the Board have admitted the increased rate retrospectively; but as already explained, they were under the impression that the sanction was to be in force from 1st March 1861.

3. The Government remark, that if they had intended to authorize the higher rate of pay retrospectively, they would not have sanctioned the disbursement of so handsome a gratuity as Rupees 2,000. It must, however, be observed that the gratuity was recommended by the Board in consideration of the pay proposed by the Collector, viz., Rupees 500, having been in their scheme reduced to Rupees 350, and it was therefore naturally concluded, in the absence of any distinct order by Government, that the increased rate might be drawn from 1st March 1861, the date fixed by the Collector. The amount paid from 1st March to 31st December 1861 is only Rupees 500, which may well be allowed to Captain Phipps in consideration of the good service rendered by him at the last fishing. The Board accordingly resolve to recommend that the sanction of the Government of India for the higher rate of pay may be applied for, to take effect from 1st March 1861, instead of from 1st January 1862, as intended.

4. Should the Government, however, decline to alter their Resolution, the only course left open is to recover the amount paid from Captain Phipps by monthly instalments. The Board must remark here that the Collector was not justified in making the payment until the Bill was finally passed by the Civil Paymaster. The Board resolve to re-transmit to the Civil Paymaster the contingent bill returned with his letter, with a request that he will pass it with the exception *of the 500 Rupees, on which reference will now* be made to Government, as it is not desirable to detain the bill, which contains various other charges, on account of this single item.

ORDER THEREON, 4th November 1862, No. 2,346.

1. In their Proceedings of 30th January 1862, No. 142, the Government appointed Captain Phipps Superintendent of Madura and Tinnevelly Pearl Banks, in addition to his former duty as Master Attendant of Tuticorin, and in consideration of the increased labour and responsibility thus devolving upon him, they raised his pay from 300 to 350 Rupees per mensem. The original salary recommended by the Collector was Rupees 500, to commence with the fishery, i. e., from 1st March 1861. The Board of Revenue reduced this to Rupees 350, but they did not expressly state whether they supported the proposal to give it retrospective effect. The sanction of Government was given generally, without any specification of the time from which it should operate.

2. Subsequently, in forwarding a Tabular Statement of the increase for submission to the Government of India, the Board of Revenue stated that it should date from the commencement of the Fishery. This was at once disallowed by the Government, who observed that Captain Phipps had already been presented with a very liberal gratuity for his efforts in connection with the same Fishery. The Government of India were therefore requested to confirm the increase from the commencement of the current year only. The Board now report that the Collector has actually disbursed the additional 50 Rupees per mensem, charging it in a contingent bill, which has received their countersignature and been submitted for audit. They request

Proceedings 16th September 1862, No. 2,009.

therefor that a further application may be made to the Supreme Government with a view to obtain sanction from 1st March 1861, instead of 1st January 1862.

3. The Government cannot consent to this proposal. In the absence of distinct orders as to the date from which an allowance is granted, it is usually understood to be the date on which sanction is accorded, and if the Collector had any doubts in this respect, he should have applied for further instructions. The disbursement of the additional salary prior to audit is clearly irregular, and when it was submitted for audit, the charge was very properly objected to by the Civil Paymaster.

4. Under these circumstances, the only course left open is to recover from Captain Phipps, by monthly instalments, the amount which has been improperly paid to him.

To the Board of Revenue.

,, Civil Paymaster.

From W. J. RAYNOR, Esq., Officiating Civil Paymaster, Fort Saint George, to the Honorable E. DRUMMOND, Financial Secretary to the Government of India, Calcutta, No. 10, dated 7th January 1863.

1. With reference to the Order of Government, No. 1,141*g*, dated 4th December, endorsed on a letter of the Madras Government, No. 2,010, dated 16th September last, requesting explanation as to why the increase of 50 Rupees to Captain Phipps was passed by this Office from 1st March last, without awaiting the sanction of the Supreme Government, notwithstanding the orders contained in the last paragraph of the Financial Resolution of 9th June 1860, or without reporting the case for orders, I have the honor to state that the increase in question was passed partly from oversight, and partly from a misapprehension of the nature of the allowance.

2. The Resolution of 9th June 1860 was received in this Office prior to my incumbency, and I was not aware of the instructions conveyed therein, until my attention was drawn to it on receipt of your telegram of 22nd November last. The increase of 100 Rupees sanctioned on that occasion to Captain Phipps was passed in the first instance in the Marine Department, together with his salary as Master Attendant; but was ultimately transferred, in communication with the Deputy Auditor General, with effect from the commencement of the year 1861-62, to the Revenue Department, being provided for in the Budget of that Department under 9. Miscellaneous. Owing to this transfer and the consequent change of Auditors, when the further increase of 50 Rupees was sanctioned by the Madras Government, the Resolution of 9th June (which was not referred to in the order sanctioning this increase) was entirely overlooked; and the charge being regarded rather as an allowance connected with the Pearl Fishery than as an increase to the salary of Master Attendant, was passed by this Office in anticipation of the sanction of the Supreme Government, which the order stated would be applied for.

M. G. 30th January last, No. 142.

3. I regret this oversight, which would not have occurred had I been aware of the orders of 9th June 1860, for I certainly should not have passed the increase without reporting the matter for the orders of the Supreme Government, as I have done in various other cases which did not appear to me to come within the competency of the Local Government.

From J. D. SIM, Esq., Secretary to the Government of Fort Saint George, to the Secretary to the Government of India, Home Department, No. 2,662, dated 23rd December 1862.

1. In reply to your endorsement, dated 8th instant, No. 7,031, I am directed to state that in granting the increased allowance of Rupees 50 per mensem to Captain Phipps, Superintendent of Pearl Banks, the request contained in the letter marginally noted was inadvertently overlooked. Captain Phipps had exerted himself very much to the satisfaction of the Government, and they were desirous that he should be promptly rewarded, but the sanction of the Supreme Government would certainly not have been anticipated, if the request above alluded to had not unfortunately escaped notice.

Financial Department, 9th June 1860, No. 5,150.

2. I am further to explain that application for the sanction of the Supreme Government was delayed longer than this Government anticipated by unexpected delays in obtaining certain information which they required.

3. I am directed to convey an assurance that mistakes of this kind will not again occur.

No. 241, Home Department, Fort William, the 12th January 1863.

Forwarded to the Financial Department, with reference to communication from that Department, No. 1,141*g*, dated 4th December 1862.

Financial Department, Fort William, the 4th February 1863.

RESOLUTION.

Under the foregoing explanations, His Excellency the Governor General in Council is pleased to sanction the increase of Rupees 50 to Captain Phipps' salary granted by the Madras Government, with effect from the 1st January 1862.

Ordered, that a copy of the above Resolution be forwarded to the Home Department for information.

Ordered, also, that a copy of the above be forwarded to the Officiating Auditor General of India, to the Deputy Auditor and Accountant General, Madras, and to the Civil Paymaster, Madras, for information and guidance.

(A true Extract.)

(Signed) J. W. S. WYLIE,
Under-Secretary to the Government of India.

Forwarded to the Government of Fort Saint George with reference to the letters from that Government Nos. 2,010 and 2,662, dated 16th September and 23rd December respectively.

(By Order.)

(Signed) A. M. MONTEATH,
Under-Secretary to the Government of India.

No. 189. ORDER THEREON, 18th March 1863, No. 540.

Communicated to the Board of Revenue with reference to the Proceedings of Government 16th September 1862, No. 2,009.

(Signed) J. D. SIM,
Secretary to Government.

No 5260.

Communicated to the Board
of Revenue in the reference to the Proceedings of Government dated 16 September
1862 No 2009.

Fort St George
18th March 1863.

No 217

W. Secretary of Revenue Dept.

rected to state that in granting the increased allowance of Rupees 50 per mensem to Captain Phipps, Superintendent of Pearl Banks, the request contained in the letter marginally noted was inadvertently overlooked. Captain Phipps had exerted himself very much to the satisfaction of the Government, and they were desirous that he should be promptly rewarded, but the sanction of the Supreme Government would certainly not have been anticipated, if the request above alluded to had not unfortunately escaped notice.

Financial Department, 9th June 1860, No. 3150.

2. I am further to explain that application for the sanction of the Supreme Government was delayed longer than this Government anticipated by unexpected delays in obtaining certain information which they required.

3. I am directed to convey an assurance that mistakes of this kind will not again occur.

No. 241, Home Department, Fort William, the 12th January 1863.

Forwarded to the Financial Department, with reference to communication from that Department, No. 1111*g*, dated 4th December 1862.

Pro 16th September 62 to 311 to 317
" 23d December " " 315 & 316

1887

(Ten 1863 Vol.
Pro. of Govt for March.
Pr. 566.

Sanction the Under
Secty to the Govt of
India

Dated 23d July &
Received 9th March 1863.

Pr. 1700.

From Asst Secy to Govt 63
No 668

Communicating the
Sanction of the Governor
General to the increase
of Rs 50 to Capt Shiffs
Salary granted by this
Govt with effect from
the 1st Jany 1862.

No 820 - 18 Branch.

Western Circle

1887 & 1889