

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 707

Press
~~Mis.~~

526.527

Dated

31 - 3 - 1863.

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
31st March 1865.*

No. 526. Read the following Proceedings of the Madras Government in the Financial Department :—

Communicating a Despatch from the Home Government, permitting the service of officers employed under Cotton Frauds Act in Bombay to count for pension under the Uncovenanted Service Pension Rules as a special case. } (Here enter 27th February 1865, No. 125.)

No. 527. ORDER THEREON, 31st March 1865, No. 707.

Miscellaneous.

Communicated to the Board of Revenue for their information.

(True Extract.)

(Signed) J. GROSE,
Acting Under Secretary to Government.

To the Board of Revenue, with Proceedings Financial Department, No. 125.

Exd. S. T. Augustin.

*Proceedings of the Madras Government, Financial Department,
27th February 1865.*

No. 70. Read the following Despatch from the Right Honorable Sir C. WOOD, Bart., Secretary of State for India, to His Excellency the Right Honorable the Governor General of India in Council; dated India Office, London, 16th December 1864, No. 302.

I have considered in Council your Financial letter, dated the 13th September last, No. 127, relative to a proposition made by the Government of Bombay to permit service on the establishments employed under Act No. XIX of 1863 of the Bombay Legislative Council (Cotton Frauds Act) to count for pension, under the Uncovenanted Service Pension Rules.

2. To this proposition you object, on the ground that the Cotton Frauds Act is not a general but a local Act, based on a local fund, the income of which is connected with the operation of the Act. You state that the Government of Bombay had, without consulting your Government, appointed an establishment, under the Cotton Frauds Act, consisting of a Chief Inspector, at Rupees 1800 a month, a Sub-Inspector at Bombay, whose salary is not stated, and six European Inspectors, at Rupees 700 each; and you observe that, if the local Governments are allowed to exercise the power of binding the Government of India to expenditure out of the general revenue, under these local Acts, the full control over that revenue hitherto possessed by the Government of India must obviously cease.

3. It appears to Her Majesty's Government that the proposition made by the Government of Bombay ought not to be sanctioned. If it were admitted that servants appointed under local Acts, whose salaries are paid from fees levied under the provisions of those Acts, were to be granted superannuation pensions out of the general revenue, the charge to the State for those pensions would be largely and indefinitely increased. The correct principle, in regard to superannuation, appears to be that pensions should be granted out of the same funds from which the salaries have been paid.

4. In order to bring the Cotton Frauds Act, which was exceptional in its character, into speedy and effective operation, it was deemed expedient by the Government of Bombay to sanction the employment under that Act of some of their servants, their salaries while so employed being paid from the local fund. Under the peculiar circumstances of the case, Her Majesty's Government will not require that the time so occupied shall be excluded from the period calculating as service for pensions from the public revenues.

5. I have, however, requested the Bombay Government to take the earliest opportunity of restoring the officers referred to to their proper position in the regular service, and I should hope that any necessity for a similar employment of Government servants will be very rare. It must be regarded as a fixed rule that officers of establishments employed under local Acts will not be entitled to any pension, or allowance from the State.

No. 565.

ORDER.—Ordered that a copy of the above Despatch be forwarded to the Governments of Bengal and Madras, and to the Civil Paymaster, Bombay, for information and guidance.

FORT WILLIAM,
FINANCIAL DEPARTMENT,
The 31st January 1865.

(Signed) E. H. LUSHINGTON,
Secy. to the Govt. of India.
(Signed) J. E. COOKE,
Asst. Secy. to the Govt. of India.

No. 71. ORDER THEREON, 27th February 1865, No. 125.

Communicated to the Civil Pension Department, and to the Civil Paymaster; and also to the several Departments of the Secretariat.

(True Extract).

C. J. Cunningham
Chief Secretary.

To the Civil Pension Department.

„ Civil Paymaster.

„ Revenue Department.

Exd. J. H. Burns.

Rev = 1865. W. J. P. P.
 Eng. Gen. W. J. P. P.
 No. 1005
 Proceedings of the
 Prudens Court in
 the Criminal & Civil

Dated 27th July
 Received 28th March
 1865
 No. 125

Communicating
 as directed from the
 Home Court permitting
 the service of officers
 employed under the
 Trade Act in Bombay
 to count for pension
 under the same
 that service division
 Rules as a special case

Ms 26.52

Communicated to the Board

Ms. 707.

of Revenue for their in-
 formation.

31st March 1865

to

to The Board of Revenue and
 to the Board of Revenue and
 to the Board of Revenue and

Copy to the Board.

With answers