Archives I 10,006—16-8 77.

(1) Number of pages 20

(2) Date of repair 9. 3. 79

(3) Initials of the Referencer

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No. / B.P. No.	2629	Press. / Mis.
Dated	3.9.1877	197 .

Not to be folded or roughly handled

GOVERNMEN OF MADRAS.

REVENUE D PARTMENT.

——— a
cer—

3rd September 7, No. 2,629.

Read the following papers :—

No. 19. Proceedings of the Board of evenue, dated 1st June 1877, No. 2,520.

Read the following letter from W. OSTER, Esq., Collector of the Godavery District, to H. E. STOKES, Esq., Secretary to the Board of Revenue, dated Cocanada, 10th May 1877, No. 130 :—

It has been the custom to consider that a clerk on the ordinary establishment of an office forfeits his past services and has no claim to pension if he is made Pound Fund Clerk. He is for that reason allowed a higher salary than he otherwise would.

2. I certainly think that under exception (*e*), Section 47 of the Civil Pension Code, he should not forfeit his past service. The Pound Fund is under Government control; and though I should not make the appointment against the wishes of the clerk, I do not think this consent on his part is to be considered a voluntary resignation of his qualifying service. The appointment is made by me, and I am authorized to sanction it; the sanction of the Board of Revenue is not necessary for this.

3. At present I do not think a Pound Fund Clerk can count his service as such for pension; but he is paid from a Local Fund which satisfies the two conditions mentioned in Section 31, and therefore Government could, if it choose, treat this service as qualifying. I should be very glad if it would, but I do not ask so much; I would ask that the Pound Fund Clerk should be allowed the option, under Section 38, to contribute one-fifth of his salary, and thus retain the advantages of pension secured to people paid from General Revenues. The pay of the Pound Gumastah is Rupees 25, so he would have to pay 5 Rupees.

Submitted for the orders of Government.

2. The Board do not think that forfeiture of past service is entailed by the acceptance of the post of Pound Fund Clerk, but they consider that service in that capacity cannot be regarded as qualifying, as the Fund does not appear to satisfy the first condition specified in Section 31, Pension Code. Under Rule 4, Section 32, Pound Fund Clerks may be allowed to subscribe for a pension or gratuity if the local Government permit; the Board see no objection to the concession.

(A true Copy and Extract.)

(Signed) G. A. GALTON,
Sub-Secretary.

Referred for the remarks of the Accountant-General.

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

Fort St. George,
21st July 1877.

No. 20. From W. DONALD, Esq. ciating Accountant-General, Madras, to C. G. MASTER, Esq., Secre to Government, Revenue Department, ated Fort St. George, 7th A t 1877, No. 531.

In returning Board of Revenue Pr dings, No. 2,620, dated June 1st, 1877, forwarded for my remarks under your rsement, dated July 21st, 1877, I have the honor to state that, inasmuch as the nad Fund Establishments are paid from the fees and fines levied under Act 1 of (The Cattle Trespass Act) or, in other words, from a "*permanent* source," and he receipts thus funded are under the control of the Government and its offi the Pound Funds in this Presidency seem to me to satisfy both the cond specified in Section 31 of the Civil Pension Code. Consequently Governm may, if it deems right to do so, treat the service rendered by individuals on Pound Fund Establishments as qualifying for pension.

2. In any case, whether Governm regard such service as qualifying or not, it seems clear that the acceptance ervice paid from the Pound Funds by a clerk who has been transferred from Collector's ordinary establishment or other qualifying service does not, und ction 47 (*c*) of the Civil Pension Code, entail forfeiture of past service. If suc ice, therefore, is under Section 31 considered qualifying, there is no reason w e permission recorded in Section 32-4, to subscribe for a pension or gratuit he manner prescribed in Section 38, should not be conceded to any indivi transferred from pensionable service to service on the Pound Fund Establishm .

No. 21. Order thereon, September 1877, No. 2,629.

Miscellaneous.

With reference to the opinion the service of Pound Fund *Clerks* as " expressed by the Accountant-General, Pension Code. the Governor in Council resolves to treat lying" under Section 31 of the Civil

(Tru tract.)

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

To the Board of Revenue.
" the Accountant-General.
" the Financial Department.
" the Pension Department.

Exd. A. F. Goodall.

No. 2,520.

Proceedings of the Board of Revenue, dated 1st June 1877.

Read the following letter from W. S. FOSTER, Esq., Collector of the Godavery District, to H. E. STOKES, Esq., Secretary to the Board of Revenue, dated Cocanada, 10th May, 1877, No. 130:—

It has been the custom to consider that a clerk on the ordinary establishment of an office forfeits his past services and has no claim to pension if he is made Pound Fund Clerk. He is for that reason allowed a higher salary than he otherwise would.

2. I certainly think that under Exception (*e*), Section 47 of the Civil Pension Code, he should not forfeit his past service. The Pound Fund is under Government control; and though I should not make the appointment against the wishes of the clerk, I do not think this consent on his part is to be considered a voluntary resignation of his qualifying service. The appointment is made by me, and I am authorized to sanction it; the sanction of the Board of Revenue is not necessary for this.

3. At present I do not think a Pound Fund Clerk can count his service as such for pension; but he is paid from a Local Fund which satisfies the two conditions mentioned in Section 31, and therefore Government could if it choose treat this service as qualifying. I should be very glad if it would, but I do not ask so much; I would ask that the Pound Fund Clerk should be allowed the option under Section 38 to contribute one-fifth of his salary and thus retain the advantages of pension secured to people paid from General Revenues. The pay of the Pound Gumasta is Rupees 25, so he would have to pay 5 Rupees.

Submitted for the orders of Government.

2. The Board do not think that forfeiture of past service is entailed by the acceptance of the post of Pound Fund Clerk, but they consider that service in that capacity cannot be regarded as qualifying as the fund does not appear to satisfy the first condition specified in Section 31, Pension Code. Under Rule 4, Section 32, Pound Fund Clerks may be allowed to subscribe for a pension or gratuity if the local Government permit; the Board see no objection to the concession.

(A true Copy and Extract.)

Sub-Secretary.

To the Secretary to Government, Revenue Department.
Copy to the Collector of the Godavery District.

Rev. J. W. Lewis.

1877.

Board of Revenue,

MADRAS.

Proceedings, 1st June 1877, No. 2,520.

Encl.

Received

JUNE.

No. 2,520.

Pound Fund Clerk. — Submitting to Government letter from Collector of Godavery expressing opinion that — should be allowed the option to contribute one-fifth of his salary and retain the advantages of pension.

No. 2,520.

Proceedings of the Board of Revenue, dated 1st June 1877.

Read the following letter from W. S. FOSTER, Esq., Collector of the Godavary District, to H. E. STOKES, Esq., Secretary to the Board of Revenue, dated Cocanada, 10th May 1877, No. 130 :—

It has been the custom to consider that a clerk on the ordinary establishment of an office forfeits his past services and has no claim to pension if he is made Pound Fund Clerk. He is for that reason allowed a higher salary than he otherwise would.

2. I certainly think that under Exception (e), Section 47 of the Civil Pension Code, he should not forfeit his past service. The Pound Fund is under Government control; and though I should not make the appointment against the wishes of the clerk, I do not think this consent on his part is to be considered a voluntary resignation of his qualifying service. The appointment is made by me, and I am authorized to sanction it; the sanction of the Board of Revenue is not necessary for this.

3. At present I do not think a Pound Fund Clerk can count his service as such for pension; but he is paid from a Local Fund which satisfies the two conditions mentioned in Section 31, and therefore Government could if it choose treat this service as qualifying. I should be very glad if it would, but I do not ask so much; I would ask that the Pound Fund Clerk should be allowed the option under Section 38 to contribute one-fifth of his salary and thus obtain the advantages of pension secured to people paid from General Revenues. The pay of the Pound Gumasta is Rupees 25, so he would have to pay 5 Rupees.

Submitted for the orders of Government.

2. The Board do not think that forfeiture of past service is entailed by the acceptance of the post of Pound Fund Clerk, but they consider that service in that capacity cannot be regarded as qualifying as the fund does not appear to satisfy the first condition specified in Section 31, Pension Code. Under Rule 4, Section 32, Pound Fund Clerks may be allowed to subscribe for a pension or gratuity if the local Government permits the Board see no objection to the concession.

(A true Copy and Extract.)

(Signed) C. A. GALTON,
Sub-Secretary.

To the Secretary to Government, Revenue Department.
Copy to the Collector of the Godavery District.

Exd. J. W. Lewis.

2

Referred for the remarks of
the Accountant General.

Fort St. George.
21st July 1877.

Chas. Ste
Secy to Govt

Accountant General's Office
Recd 22
Answd 7 1877

Rec. 1877. Revenue,
Board of Revenue,
MADRAS.
No 3116

Proceedings, 1st June 1877, No. 2,520.

Read.

Received 2 Aug 1877

JUNE.
No. 2,520.

Found Fort Clerk. — Submitting to Government letter from Collector of Godavery expressing opinion that — should be allowed the option to contribute one-fifth of his salary and retain the advantages of pension.

Referred
Govt

3

Judl Department.

No. 531

Fort Saint George,
Accountant General's Office,
7th August 1877.

2629

From The Accountant General
To the Government of Madras.

To The Secretary to Government
Revenue Department

Sir,

In returning Board of Revenue Proceedings No. 2520 dated June 1st 1877 forwarded for my Remarks under your Endorsement dated July 21st 1877, I have the honor to state that the Pound Fund Establishments are paid from the fees and fines levied under Act 1 of 1871 (the Cattle trespass Act) or in other words from a "permanent charge" Act as the Receipts thus provided are under the Control of the Government and its Officers the Pound Funds are thus Precisely alike to me to satisfy both the Conditions specified in Section 24 of the Civil Pension Code. Consequently Government may if it deems right to do so, treat the Service rendered by individuals on the Pound Fund Establishments as qualifying for pension

2. In any case whether Govt may regard such

2529/6

such service as qualifying it will seem clear that the reception of Crown pay from the Paid Funds by a Clerk who has been transferred from the Colonial ordinary establishment or other qualifying service does not under section 37 (2) of the said Pensions Code entail forfeiture of past service. If such service therefore is considered qualifying there is no reason why the pensionable period recorded in section 32-4 to subscribe for a pension or gratuity in the manner prescribed in section 38 should not be exceeded in any individual case so as to ensure pensionable service to count in the Paid Funds establishments.

I have the honour to be,
Sir,
Your most Obedient Servant,

P. Driscoll
Offg Accountant General.

Comptroller

REVENUE DEPARTMENT.

No. 316.

From Prov: Board of Revenue 2129/7

Dated 1 June 187 7.

FOR ORDERS.

Let a notice be
sent to the Collr of
the Nilgiris and
Malabar
Let the Collr of Canara
be informed that
the Board
have no
objection

REVENUE DEPARTMENT

No. 316

From Brd. Board of Revenue 2629/7

Dated 1 June 1877.

FOR ORDERS.

FOR ORDERS.

REVENUE DEPARTMENT.

No.

From -

Dated 1877

FOR ORDERS.

2620
60

FOR ORDERS