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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

REVENUE DEPARTMENT

G.O. No.	1612	Press.
B.P. No.		Mis.
Dated	5-10-1878	197.

Not to be folded or roughly handled.

81-6
N^o 679.

Government of India

Financial Department

Fort William, the 5th February 1877.

Read the following:—

India Office

London, 10th August 1876.

Financial.

N^o 310.

To His Excellency the Right Honorable
the Governor General of India in Council.

My Lord,

Para I. I have considered in
Council your Financial letter, dated
the 14th June 1875, N^o 196, forwarding a
memorial from civil members of the
Engineer branch of the Public Works
Department, praying for certain
concession

concessions in regard to leave and pension.

2. In forwarding this memorial, you request that it may be considered in connection with your Letter dated the 29th January 1875, No. 39, regarding the grant of more favourable leave rules to members of the Uncovenanted Service, and also in connection with the correspondence in reference to the Pension Rules applicable to Civil Engineers, ending with the Duke of Argyll's Financial Despatch to your Government, dated the 6th July 1871, No. 250.

3. The prayer of the memorialists "that the Furlough Rules recently granted to the Military or Covenanted Civil Service may be extended to them," has been already met by their admission to

16 1/2 6 1/2
to the benefits of the more favourable leave rules as notified in my Financial Despatch to your Government, dated the 10th February last, No. 48.

4. In regard to pension, the memorialists state that they "are exposed to the influences of this tropical climate equally with the Military Officers of the Department, and from the nature of their duties are more exposed than officers of most other Services," and they solicit attention to the great disparity between the rules relating to the period of service necessary to qualify for pension which apply to them, and those in force for the Civil, Military, Medical, and Ecclesiastical Services.

5. They therefore pray, —
1st "That they may be allowed to retire on medical certificate at any time after

after ten years' actual service, or
without medical Certificate at any time
after twenty-one years' actual service,
on a pension of one-sixtieth of their
average pay for the previous five +
years for every year of service, pro-
vided that the maximum pension
shall not exceed 600. £. per annum.
2nd That Civil Engineers appointed
at once to the Department, with rank
higher than that of a first grade +
Assistant Engineer, on the ground of
previous experience, may be allowed
three years in the computation for pension,
as is done in the case of educational
officers who enter Government service
after the age of twenty-five years."
6. After a careful consideration
of the memorial submitted by you,
and of the arguments therein contained,
I

16/2/77 7
I have arrived at the conclusion that,
comparing the amount of the pensions
that can be earned by Civil Engineers
with those for which Military Officers
employed in the Public Works Department
are eligible, there is no ground for
making any change in that respect,
and that, considering that the probable
age of the Civil Engineer who will hence-
forth be appointed from the Royal
Engineering College in this country
will be considerably less than twenty-five
years, there would not appear to be any
necessity for laying down any rule as
to a reduction of three years in the
period of service in regard to Civil
Engineers similar to that which has
been sanctioned in the case of Edu-
cational officers.

7. In para. 8 of the Financial Report

to the Government of India, dated the 11th July 1871, No. 210, it was stated that, in special cases, where it might be found expedient to engage the services of men of mature age, the Home Government would be prepared to sanction such a departure from the terms of the Pension Rules as may be agreed upon at the time of their engagement, those cases being at once reported to Her Majesty's Government for confirmation, and that concession, in my opinion, will adequately meet the case of Civil Engineers appointed at once to the Department with rank higher than that of a first grade Assistant Engineer, on the ground of previous experience.

8. It remains to determine whether any concession may be made, first, as to the term of service required before any

162 1/4 8
any pension is given, and second, as to including a part of the time passed on furlough or period of service reckoned for pension.

9. After a careful examination of these points, I have come to the conclusion that the conditions under which the Civil Engineers educated at the Royal Engineering College are selected and trained are so distinct from those under which other classes of Civil Servants who do not belong to the Covenanted Service are appointed, as to require separate consideration, and to justify special treatment in relation to the matters now under discussion.

10. Although liability to suffer from the diseases to which tropical climates give rise is one of the necessary

necessary contingencies of all Indian service, I cannot resist the conviction that officers of the Public Works Department are more than usually exposed to such influences, that it will be just to recognize the claims of this branch of the service to invalid pensions after a shorter period than 15 years' service; and this concession, while it will tend to increase its efficiency and to remove objections to entering it which have at least some weight, will probably cause a comparatively small additional charge.

11. With reference to the admission of a part of the time allowed for furlough to reckon for service as pension, I also view the claims of this class of officers as deserving special consideration. This of real public

16/12/5 9
S. P. Wick
public importance that our Engineers in India shall have all reasonable facilities for obtaining furlough to Europe where they may best learn the progress that their profession is constantly making. If, as is at all events partly the case, the limitation of the ordinary pension rules throw impediments in the way of taking advantage of leave out of India which the recent extension to Public Works Officers of the more favourable furlough rules offer, some modification of those rules may reasonably be made in their behalf, in the direction of allowing a moderate proportion of leave in Europe to reckon for service for pension.

12. I consequently authorize your Government to frame rules, which shall be specially applicable to the civil

Civil Engineers who have passed through the Royal Engineering College, providing for the grant of invalid pensions on suitable medical Certificates after a service of not less than 10 years' residence, at a minimum rate of 1000 rupees per annum, with graduated increase up to the pension now given after 15 years' residence.

13. Also for allowing furlough to count for service to the following extent:—

After 20 years' service, 2 years' furlough.

" 25	" 3	"
" 30	" 4	"
" 35	" 5	"

14. It will also be obviously proper to abrogate, as regards this class of officers, the rule which rejects service at

at an age below 22 years. ^{16 1/2 / 10}

15. I do not consider that there is any sufficient cause, in the case of the Civil Engineers, for departing from the rule that a medical Certificate of incapacity to serve in India is necessary to give a claim to pension until a service of 30 years, including furlough as specified above, has been completed. The conditions of service of those classes of officers who are entitled to claim pension at earlier periods are very different from those of the Civil Engineers, and no true comparison of the two cases can be made.

16. I shall also be prepared to extend the rules thus authorized for the Civil Engineers to the
Specially.

17. Specially educated officers of the Forest Department who occupy a closely analogous position.

The arrangements thus sanctioned will only be applicable to that class of officers whose career has been wholly Indian, and who have passed through the Royal Engineering College at Cooper's Hill, or have been appointed to the Forest Department in England. But I shall be prepared to authorize the grant of invalid pensions, should the occasion arise, under the rules referred to in para. 12, to other Public Works or Forest officers whose cases may in your opinion justify such special treatment.

18. The questions relating to

precedence

162/1 11
precedence will be separately dealt with.

I have &c.
A/ Salisbury.

Ordered that this Despatch be communicated to the Public Works Department with reference to endorsement from the Financial Department No. 1353 dated 14th June 1875; also to the Department of Revenue, Agriculture and Commerce. The concessions sanctioned in the Despatch have been already published by the Notifications of the Financial Department No. 3284 dated 6th October 1876, and No. 433 dated 26th January 1877. These Concessions are embodied in sections 13, 14,

44 Exception 39(a) Rule 2, and 63(2)
of the Civil Pension Code.

W. D. Barbour.

Under Secy. to the Govt of India

(True copy)

A. B. Wilson
Registrar

Department of Revenue, Agriculture, & Commerce

1612
8

No. 40

FROM

No. 640
C. L. Trupper, Esquire,

16/9 5

Offs Under-Secretary to the Government of India,
Department of Revenue, Agriculture
and Commerce,

To
The Secretary to the Government of Madras

General.

Smila dated 19th September 1878.

SIR,

With reference to your telegram dated the 12th instant enquiring what are the exact privileges conceded by the Secretary of State to the Agricultural officers of the Madras Presidency, I am directed to forward copy of a Resolution of the Government of India in the Financial Department No 679 dated the 5th February last, embodying the information required.

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

C L Trupper

Offs Under-Secretary to the Govt of India

Recd 427/6/70

21271

Revenue 1878 Department

No 4276

From

The Govt of India
Adm.

Dated 19 } September 1878
Recd 20 }

No 640

Enclosure one ✓

S.O. 1612 - 5 October 1878

Forwarding copy of
a Resolution of the Govt of
India in the Financial Dept.
embodying the information
relating to the privileges conferred
by the Secretary of State, to the
Agricultural Officers of the
Madras Presidency.

W. Campbell

16/12
5.10.78

30-9-78
8-10-78

N-40

Memorandum
61-1
16/25
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I. Referring to the Proceedings of the
Board of Revenue No. 1960 dated the 15th
Instant, offering the undersigned certain rates
of salary for the performance of the duties
therein named, he begs to submit that; -

(1) He assumes that the grant of free quarters
at present given him at the place where his
duty lies will be continued, although they
are not mentioned.

(2) He is doubtful whether S. O. No. 935
dated June 20th, would in his case cancel
Section 13 of the Civil Pension Code, did
not clause 8 of his original agreement
stipulate expressly in contravention to the terms
of the Section.

(3) No mention being made of the leave
rules to which he is admitted, he assumes
that his name will be included in Schedule
A. (See para 2 of his letter dated July, 1878,
embodied in Board's Proceedings Miscellan-
-neous No. 6608 dated 4th July 1878) thus
admitting him to the favourable leave rules
to which Cooper's Hill Engineers and specially

trained Farm Officers have been previously.

(4) Clause 9 of his original Agreement provides that, in respect of any pension or gratuity which may be allowed him under the rules to which clause 8 of that agreement and the aforementioned G.O. admit him, in event of sickness necessitating his leaving or if he of his own accord leaves Government Service and India at any time, he shall receive one hundred pounds sterling (£100) for passage money on certain stipulations being fulfilled.

(5) In para 12 of the Board's Proceedings No. 5223 of December 13th last, duty for Agricultural Officers involving travelling was suggested, but, from the final portion of the Proceedings to which reference is now made, it would appear that it is now intended to utilize the services of the undersigned at Hyderabad in the duty of Scientific teaching or in managing the farms. He would point out that the question whether the salary is adequate in a great measure depends

depends on the character of a duty and on the place where it is to be performed; scientific teaching is generally more highly paid for than the executive work of a farm, whilst travelling involves greater risks and discomforts than either; if it is intended to include touring in his duties it will be necessary to settle the allowances (Horse, Batta and Travelling) to which he will be entitled in event of his being called on to perform such duty.

(7) As it is yet unknown what the exact duties of his future post are to be, fixing the salary to be given for a long term of years great hardship may be caused.

(8) When the appointment of an Assistant to the Superintendent of Madras Kent Farms was first mentioned, the Governor in Council thought that a pay rising from £300 to £500 per annum by five yearly increments would be sufficient of the post as at that time outlined. The undersigned is now offered Rs 500 per mensem as salary during the

bth

6th, 7th, 8th, 9th and 10th years of his
 Service; his labors during the past years
 have been considered to increase in value at
 a rate amounting to a yearly increment of
 Rs 50 per mensem, and whilst the matter
 will, it is estimated, continue to increase
 up to the end of the fifth year, it will
 then suddenly and entirely cease to advance
 for the next five.

(9) Although (partly owing to the late date
 at which the offer is made) he is willing to
 accept the appointments on the terms mentioned,
 yet he requests that His Excellency the Governor
 General will be pleased to reconsider
 the rate of salary proposed for the next
 five years vizt. - whether it cannot be
 made to increase progressively from Rs 500
 per mensem to Rs 700 in the time mentioned,
 i.e., by annual increments of Rs 40 per
 mensem, or, if this is not possible, whether
 it cannot be increased for the whole term,
 or at least whether some hope of expedient
 promotion cannot be held out.

The

II. The points raised being of the utmost
 importance the undersigned requests that a
 decision may be pronounced on them (1. 2. 3.
 4. 5. 6. 9) as soon as it is possible to do so;
 and in conclusion he presumes to believe -
 that it is the intention of Govt. to gazette
 his appointment with retrospective effect from
 30th January 1874, and to define his general
 official status and rank in a manner
 such as the education, and importance in
 this country, of a scientific agriculturist
 justifies; and that as he will in future
 become an ordinary Government Officer,
 neither the letter nor spirit of his Agree-
 -ment now expiring will in future affect
 his position or rule his conduct, both being
 only influenced by the rules applicable to
 all G. O. Officers.

Sy depot } (Sd) C. Charles Benson G.O. Secy
 July 24. 1878 } (True Copy)

Govt. Secy's Office } (Sd) C. Benson
 Sy depot 26th July 1878 } Ag. Secy Govt. Secy
 (True Copy)

Sturrock

Ag. Subsecretary

20. 11. 78
 11. 11. 78

Sydney 25 July 1878

From,

Kaepor Schiffmayer Esq^r

To

C. Benson Esq^r

Ag Supt of Govt Farms.

Sir,

With reference to the Proceedings of the Board of Revenue No 1960 dated the 15th instant offering to reengage me on certain terms, I have the honor to submit that;

I. No mention being made of the leave Rules to which I shall be admitted, I assume that my name will be included in Schedule A.

II. I hope that the free quarters now allowed will be granted to me in future, although no reference is made to this point.

III. No mention being made of Horse allowance, I presume that the same will be given to me as at present.

IV. I trust that Travelling allowances will

be

Enclaved in B.S. No.

120th Aug 1878

No. 2346 Hunt. R.S.

Recd 24/9/78

Received from
Mr Benson
24 July 1878

be granted to me should I be called upon to perform duties necessitating travelling or touring.

V. Being unaware of the Pension Rules under which my name has been included I accept that the improved U.C.S. Rules have been extended to my case.

VI. I assume that my appointment will have retrospective effect from the 23rd December 1873, the date I joined the Agricultural Department in Madras.

VII. In my original agreement my pay was fixed at Rs 250 per mensem. Having had no increase of salary up to date, I have endured all the hardships resulting from being obliged to support myself on scanty means in a hot climate, but I lived in the hope that Government would give me adequate emoluments on my re-engagement, now I am

1612/14
and offered Rs 350 per mensem for the next five years and Rs 550 per mensem after that.

VIII. The work of imparting scientific knowledge which I am led to believe will become part of my duties being generally highly compensated, I venture to consider that the emoluments now offered are inadequate.

2. I have the honor therefore to request that His Grace the Governor in Council will be pleased to reconsider the question regarding salary, whether, instead of the Rs 350 per mensem offered, Rs 500 per mensem rising by yearly increments of Rs 40 per mensem to Rs 700 per mensem cannot be given to me.

3. I venture to presume that my being a foreigner should not be considered an impediment to my promotion, and the fact of my being not quite conversant with

with the English language should be
considered to be more than counter-
balanced by the advantage of my being
able to turn to good account my freedom
of access to German literature, which
excels in scientific agriculture.

I have &c

/s/ H. Schiffmayer

(True Copy)

Govt Farms Office

/s/ C. Benson

Sydney 26 July 1878

Ag Supt, Govt Farms.

(True Copy)

J. H. Smith

Ag Secy

2d Clk

CS

1612
15

Revenue Department

Mis: No 7612

Proceedings of the Board of Revenue
Dated 30 July 1878

Read the following
No 609.

From,

O. Benson Esq. M. R. A. C.

As Superintendent, Govt Farms.

To

O. S. Galton Esq.

As Secretary, Board of Revenue
Madras.

Sir,

With reference to G.O. No 935 dated
20 June last, I have the honor to request
that I may be informed whether the
sanction by Her Majesty's Secretary of
State for India, of the extension of certain
privileges, in regard to pension and leave
conceded in 1876 to officers of the Pub-
lic Works Department and to Forest
officers educated in Europe, to officers
of this Department, carries with it the
qualification

Enclosed in Board's
Proceedings dated
20 August 1878 No 2346
L. Govt R.O.

No 3699/78

Received
25 July 1878

1612
17

qualification required in Section 1(b)
of the first Leave Code, in other words
will the names of the officers of this
department be included in Schedule
A?

I have to

Govt. Service Office
Sydney 18 July 1893
/s/ A. Benson

Referred to the Accountant
General for remarks.

(True Copy Extract)

/s/ J. H. Smith
Ag. Sub Secretary

Accountant General

(True Copy)

Thurrock
Ag. Sub Secretary

Ed. C. H.
CS

1878 9 mo 7 612

No. 2346

Proceedings dated
20th August 1878
No. 2346 to Genl. R. B.

Enclosure in Board's

Revenue Department.
No. 2346
Regd. following papers: 1612/18

Proceedings of the Board of Revenue
Dated 20th August 1878.
Read the following:-
No. 628.

From
To
C. Benam Engineer M. A. S. S.
Ag. Superintendent, East Famine
C. A. Galtam Engineer
Ag. Secy, Board of Revenue
Madras.

Sir,
I have the honor to forward herewith a
letter from Mr. Schiffenaps and a Memorandum
on my own behalf, referring to the
offers made in Proceedings of the Board of Revenue
No. 1960, dated 15th Instant, in both cases re-
questing reconsideration of the terms and settle-
ment of several important points. Leave me,
quarters, nature of duties, &c.; and I would
only remark that German Scientific Agri-
cultural literature is universally acknowledged
to be the best extant.

Cont. Famine Office }
Lyda pet. 26th July 1878 }
I have &c.
(Sd.) C. Benam

Read also Board's Proceedings 7/30 July 1878, paras 76/2.

No 5187

From The Assistant General, Madras.

The Secretary to the Board of Revenue.

With reference to your Proceedings No. 7612 dated the 30th July 1878. I have the honor to state that I am not at present in a position to answer the enquiry of the Acting Superintendent.

The Cont. Order he quotes does not contain sufficient information as no names are given nor are the privileges which have been conceded to Public Works and Forest Officers stated, and the previous correspondence referred to cannot be traced in this office.

2. This Department cannot of course recognize any of the Officers concerned as admitted to the benefit of the General Leave Code until authoritative orders on the subject are received from the Government of India.

For St. Large
Asst. Genl. Officer
8th August 1878

I have &c
(Sd/-) L. C. Paddy
Assistant General

In the Proceedings dated 15th July 1878 No. 1960 the Board intimated to Messrs. Benson and Schiffmayer that the Government desired to secure their services after the expiry of their present term of agreement, to be employed as hitherto or on agricultural educational projects, as circumstances might determine and were willing to offer the following terms.

To Mr. Benson - A salary of Rs 500 per mensem for five years from the date of the expiry of his present term of service, and after that Rs 700 per mensem.

To Mr. Schiffmayer - A salary of Rs 350 per mensem for five years and after that Rs 550 per mensem.

2. Messrs. Benson and Schiffmayer both desire reconsideration of the terms offered and their letter will be forwarded for the order of Government. In the absence of orders on this Proceedings dated 13th December 1877 No. 5223 the Board are unable to submit as definite proposals as they would have been

been in a position to make if the nature of the duties on which these Officers are to be employed had been determined, but a few suggestions will be offered with reference to the main points raised.

Mr. Benson's Memorandum para 1. The Board considers that free quarters should be provided for all European Officers whose duties involve residence on a Government Farm. This of course involves provision of temporary quarters elsewhere pending construction of Farm buildings.

para 2 & 3

Lt. G.O. dated 20th June 1878 No. 935 the Government communicated an extract from a Despatch from the Secretary of State sanctioning to Messrs. Robertson, Benson and Schuffmayer certain privileges in regard to leave and pension which had recently been conceded to certain Officers in the Public Works Department and to French Officers educated

educated in Europe. The original application which led to the Despatch refers only to certain concessions in the matter of pensions, but the wording of the Despatch is such that the Board incline to believe that it is the intention, both of the Secretary of State and of the Govt of India, that these Officers should be looked upon as entitled to all the privileges enjoyed under Schedule A of the Civil Service Code, but it will be seen that on a reference being made to the Accountant General, he has replied that he has not sufficient information on the subject. The Board considers that an authoritative ruling should be sought. French Officers educated in England come under Schedule A and the ^{Despatch} quoted affords sufficient evidence of the recognition of the claim of the Officers of the Madras Agricultural Department to be regarded as holding an analogous position.

para 4. The Board would not have been inclined to continue the arrangement about passage money as they contemplated placing the Officers of the Agricultural Department in all respects under the ordinary rules of the Government.

Uncommented Service as regards pensions and gratuities, but the wording of clause 9 of the original Agreement seems to constitute a kind of pledge to Mr. Benson that the arrangement will be continued even after the expiry of the first term of five years. They observe however that in the concluding sentence of his *Memorandum* Mr. Benson seems to desire his original Agreement to be looked upon as a thing of the past, and the ordinary rules of U. C. S. Officers alone held applicable to him. He wants, in fact, apparently to forego his claim to return passage in the hope that the terms he asks namely an annual increment of Rs 40 or other promotion may be granted, and it seems fair that he should not be expected to renounce his claim to Rs 100 without some such equivalent.

Para 5. With regard to travelling expenses the Board would recommend terms similar to those proposed for Mr. Robertson in Board's Proceedings dated 14th June 1878 No. 1621 except that they would grant to Officers ^{other}

other than the head of the Department, only the allowances of a Head Assistant Collector when touring within the District in which his Head Quarters for the time being are fixed.

3. The truth of the above remarks apply also to Mr. Schiffmayer's case. The horse allowance required by him was granted under special circumstances and its continuance depends solely on the continuance of these circumstances (B. C. dated 7th August 1877 No. 2457).

4. The question of the adequacy of the salary offered the Board leave for the decision of Government merely remarking that there is much truth in the observation made by Mr. Benson that it in a great measure depends on the character of the duty, and on the place where it is to be performed. It is to be noted however that the terms offered contrast favourably with the salaries hitherto drawn in the Madras Presidency by Forest Officers specially educated in

in Europe.

(True Copies and Extracts)

J. Murdock

By Substantary.

The Secretary of Government R. D.

with copies of 2 Enclosures & of

Br. P. 130th July 1878

No. 7612.

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 - 27.7. 28. 1855 -
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 - 13.7. 28. 1717 -
 - 12.7. 28. 1687 -
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 7-8.77 - 76.77

From 878 Sept
 13rd of Decem.
 Dec 20th 1891
 Dec 23rd 1891
 B. 3 V

Dec. 1892 - 5 Dec. 1893

For order

Family & Co. Ltd
 from 11th Dec. 1891
 - says regarding warehouse
 - in of the time spent for
 - repairing this house after the
 - taking of this house & time
 - of 1891

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