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TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue DEPARTMENT

G.O. No. / B.P. No.	2040	Press. / Mis.
Dated	19-12-1878	197 .

Not to be folded or roughly handled

2040
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GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

19th December 1878, No. 2,040.

Read the following paper:—

No. 216. Proceedings of the Board of Revenue, dated 22nd November 1878, No. 3,121.

Read the following papers:—

From W. R. ROBERTSON, Esq., M.R.A.C., Superintendent of Government Farms, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated Saidapet, 8th November 1878, No. 1,195.

I HAVE the honor to submit a copy of a letter from Mr. Benson regarding the terms offered for the re-engagement of his service by Government.

ENCLOSURE No. 1.

From C. BENSON, Esq., M.R.A.C., Superintendent of the Saidapet Farm, to W. R. ROBERTSON, Esq., M.R.A.C., Superintendent of Government Farms, dated Saidapet, 7th November 1878.

WITH reference to G.O., No. 1,612, of the 5th October, I have the honor to point out that I have already, in my memorandum dated 24th of July last, stated my willingness to remain in Government service for the present on the terms mentioned. I would, however, again solicit, as I did in the memorandum referred to, the settlement of the nature of the duties which I may be called upon to perform, and several other minor points mentioned in paragraph 2 of the memorandum.

2. Although it has been declared that I shall no longer be entitled to any claim to the return passage originally promised me, I fail to see that any compensating benefit has been accorded to me for the £100 which I shall thereby be the loser of.

3. Regarding paragraph 4 of the Government Order, I would submit that my position is not so assured as it may appear to be, nor has my position been much improved of late. When I first entered the service of Government I knew what duties I might have to perform for the salary I was to receive; regarding the future I have not the slightest idea of what may be expected of me, or of what expenses the duties I shall have to fulfil may entail. My original agreement virtually promised me the benefit of the pension and leave rules under which my name has now been entered by the Secretary of State; and also stipulated that if I remained more than five years in Government service I was to become an ordinary uncovenanted officer. As agreements are not usually exacted from such officers, there seem to me to be no special grounds why I should be treated in an exceptional manner, and be expected to sign an agreement which, as far as I can judge, would prevent my ever becoming possessed of any property in this country, such as a tea or coffee plantation, if I should wish to do so, or even of my making use of any furlough which I may be enabled to take, to make some certain provision for the future which the salary that Government intend to give me will never allow of my doing in any other manner.

4. In conclusion, it would appear to me that it is scarcely just to institute a comparison between the salaries of educational and executive officers. The pay of officers who have only to discharge forest or engineering executive duties is not, I would submit, a fair standard for fixing that of those who may be called upon to impart scientific knowledge. As it is, owing to the low rate of exchange now ruling, the salary which I am now promised for my sixth year of service will be *worth* but little if anything more than that which I thought I contracted to receive in my fourth year when I signed my agreement in London in January 1874, the rupee being *then* worth two shillings.

(True Copy.)

(Signed) C. BENSON,
for Supt. of Govt. Farms.

From W. R. ROBERTSON, Esq., M.R.A.C., Superintendent of Government Farms, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated Saidapet, 11th November 1878, No. 1,221.

I HAVE the honor to submit copy of a letter received from Mr. Schiffmayer regarding the terms of his re-engagement by Government on the expiration of his present term of service.

2. It might prove highly inconvenient were the terms mentioned regarding his employment in paragraph 6 of his letter agreed to. For some time there is no probability that we will be able with advantage to employ him in actual lecturing from inability of the students to understand him sufficiently well; but he might at once be employed in conducting field classes on the farm in practical work.

ENCLOSURE No. 1.

From K. SCHIFFMAYER, Esq., Acting Superintendent of Saidapet Farm, to W. R. ROBERTSON, Esq., M.R.A.C., Superintendent of Government, Farms, dated Saidapet, 11th November 1878.

WITH reference to G.O., No. 1,612, dated 5th of October 1878, offering to re-engage me on certain rates after the expiry of the present term, I beg to submit that —

(1.) I conclude from the wording of the Orders of Government and the Proceedings of the Board of Revenue that the officers of the Agricultural Department are to be placed equally, as regards pension, leave, pay, and official rank, &c., with the officers trained specially in Europe for the Public Works and Forest Departments.

(2.) His Grace the Governor in Council has been pleased to extend to my case the privileges enjoyed by those officers except salary.

(3.) I beg to be considered that Royal Bavarian Central School of Agriculture, Weihenstephan, of which I am a graduat of the same standing as the Royal Central Forest School at Aschaffenburg in Bavaria, which compares favorably with the High Forest Schools of other countries, and that my having undergone a further course of technical training at the University at Munich be considered to be more than sufficient to my being classed equally with the officers of the abovementioned departments.

(4.) Assuming that the duties I shall have to perform include imparting scientific knowledge, in my application submitted to Government I asked a recompensation of Rupees 500 per mensem after the expiry of the present term, rising by yearly increments at the rate of Rupees 40 per mensem to Rupees 700 per mensem, which is the minimum pay drawn by the officers of the Educational Department, and is about the same as that given to the officers of the Forest Department, but lower than that given to the officers of the Public Works Department, and is the same amount as sanctioned to Mr. Benson of this department for the performance of similar duties. But Government offered me a salary of Rupees 350, rising by yearly increments at the rate of Rupees 50 per mensem to Rupees 600 per mensem.

(5.) Although, owing to the circumstance that my present term is nearly expired, I am willing to accept the appointment at a salary commencing with Rupees 350 per mensem, I request that His Grace in Council will be pleased to allow the question of maximum salary to stand over until my salary reaches the present proposed maximum.

(6.) The nature of duties I shall have to perform not being defined, I assume that such duties will be assigned to me as are commensurate with the emoluments, and that I shall be exempted from lecturing on scientific subjects until my salary reaches that of a Professor of the University.

(7.) As on my re-engagement I shall come under the Uncovenanted Service Rules, I presume that the execution of a special agreement will scarcely be necessary.

(True Copy.)

(Signed) W. R. ROBERTSON,
Superintendent, Govt. Farms.

SUBMITTED to Government for favorable consideration with reference to G.O., dated 5th October 1878, No. 1,612.

2. The Board think that the salaries proposed should cover lecturing or the charge of a farm as circumstances may require, and that if any unforeseen circumstances are such as to cause extra expense, this should be duly considered on representation.

3. With reference to Mr. Schiffmayer's remarks, the Board are of opinion that when the salaries now proposed have reached their contemplated maximum, it will be time to advance any grounds that may indicate their inadequacy.

4. There seems no reason why farm officers should be treated otherwise than as Deputy Collectors in the matter of holdingland, or that special agreement should be required from them any more than is required from other uncovenanted officers.

5. The £100 passage-money must be held to have been a condition attaching to temporary service in India; as Mr. Benson is willing to accept permanent employment under Government, the necessity for the means of immediately returning to England disappears, and as regards eventual return pensionary and furlough rules take the place of the previous temporary understanding.

(True Copies and Extract.)

(Signed) C. A. GALTON,
Acting Secretary.

No. 217. ORDER THEREON, 19th December 1878, No. 2,040.

Miscellaneous.

THE Government see no reason to consider, in any way, the terms already offered to Messrs. Benson and Schiffmayer.

2. The claims put forward by both these gentlemen to a higher rate of pay, because they are or may be required to lecture or teach, is wholly untenable, inasmuch as in their original expressly stipulated that they should undertake such duty.

3. Mr. Benson is altogether in error in stating that in being required to enter into an agreement he is being treated in an exceptional manner. Similar agreements are signed by Forest and other officers. His covenant and that of Mr. Schiffmayer will be drawn on the line of those formerly made with them with such modifications as are indicated in or necessitated by G.O., 5th October 1878, No. 1,612.

4. The Government do not understand why it is supposed that there is any intention to place Farm Officers on a different footing to other officers as regards holding lands.

(True Extract.)

(Signed) H. S. THOMAS,
Acting Secretary to Government.

To the Board of Revenue.
" the Accountant-General.

Edd. A. F. Goodall.

Govt. of [1878] Madras.

REVENUE.

To

THE BOARD OF REVENUE,

&c., &c., &c.

Dated December 19th.

Printed 23rd

Read.

Extd.

G.O. 20th December 1878.

DECEMBER,

Nos. 216-217.

Messrs. Benson and Schiffmayer of the Government Farms.—Intimating that the Government see no reason to reconsider, in any way, the terms already offered to — for the re-engagement of their services; and recording observations on their claims to higher rate of pay and the other points specified.

GOVERNMENT OF MADRAS.

REVENUE DEPARTMENT.

5th October 1878, No. 1,612.

Read the following papers:—

No. 39. Proceedings of the Board of Revenue, dated 20th August 1878, No. 2,346.

Read the following letter from C. BENSON, Esq., M.R.A.C., Acting Superintendent of Government Farms, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated Saidapet, 24th July 1878, No. 628:—

I HAVE the honor to forward, herewith, a letter from Mr. Schiffmayer and a Memorandum on my own behalf referring to the offers made in Proceedings of the Board of Revenue, No. 1,960, dated 15th instant, in both cases requesting reconsideration of the terms and a settlement of several important points, leave rules, quarters, nature of duties, &c.; and I would only remark that German Scientific Agricultural Literature is universally acknowledged to be the best extant.

ENCLOSURE No. 1.

MEMORANDUM.

REFERRING to the Proceedings of the Board of Revenue, No. 1,960, dated the 15th instant, offering the undersigned certain rates of salary for the performance of 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 G.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 of 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 paragraph 2 of his letter, dated July 1st, embodied in Board's Proceedings, Miscellaneous No. 6,608, dated 4th July 1878), thus admitting him to the favorable 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, irrespective of any pension or gratuity which may be allowed him under the rules to which Clause 8 of that agreement and the abovementioned Government Order 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 paragraph 12 of the Board's Proceedings, No. 5,223, of December 13th last, duty for agricultural officers involving travelling was suggested, but from the first 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 Saidapet in the duty of scientific teaching or in managing the farm. He would point out, that the question whether the salary is adequate in a great measure 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.

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

(7.) When the appointment of an Assistant to the Superintendent of Madras Government 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 Rupees 500 per mensem as salary during the 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 sanction-

ing a yearly increment of Rupees 50 per mensem, and whilst the value will it is estimated continue to increase up to the end of the 5th year, it will then suddenly and entirely cease to advance for the next five.

(8.) Although (partly owing to the late date at which the offer is made) he is willing to accept the appointment on the terms mentioned, he requests that His Excellency the Governor in Council will be pleased to reconsider the rate of salary proposed for the next five years, viz., whether it cannot be made to increase progressively from Rupees 500 per mensem to Rupees 700 in the time mentioned, *i.e.*, by annual increments of Rupees 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 speedier promotion cannot be held out.

2. 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, 8) as soon as it is possible to do so; and in conclusion he presumes to believe that it is the intention of Government 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 Uncovenanted Officer, neither the letter nor spirit of his agreement now expiring will in future affect his position or rule his conduct, both being only influenced by the rules applicable to all Uncovenanted Civil Service Officers.

SAIDAPET,
24th July 1878.

(Signed) C. BENSON.

SAIDAPET,
26th July 1878.

(True Copy.)

(Signed) C. BENSON,
Ag. Supt., Govt. Farms.

ENCLOSURE No. 2.

From K. SCHIFFMAYER, Esq., to C. BENSON, Esq., M.R.A.C., Acting Superintendent of Government Farms, dated Saidapet, 25th July 1878.

WITH reference to the Proceedings of the Board of Revenue, No. 1,960, dated the 15th instant, offering to re-engage me on certain terms, I have the honor to submit that—

(1.) 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.

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

(3.) No mention being made of horse allowance, I presume that the same will be given to me as at present.

(4.) I trust that travelling allowances will be granted to me should I be called upon to perform duties necessitating travelling or touring.

(5.) Being unaware of the Pension Rules under which my name has been included, I accept that the improved Uncovenanted Civil Service Rules have been extended to my case.

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

(7.) In my original agreement my pay was fixed at Rupees 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 offered Rupees 350 per mensem for the next five years and Rupees 550 per mensem after that.

(8.) 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 Rupees 350 per mensem offered, Rupees 500 per mensem, rising by yearly increments of Rupees 40 per mensem to Rupees 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 the English language should be considered to be more than counterbalanced by the advantage of my being able to turn to good account my freedom of access to German literature, which excels in scientific agriculture.

(True Copy.)

(Signed) C. BENSON,
Ag. Supt., Govt. Farms.

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Read also the following papers:—

Board's Proceedings, dated 30th July 1878, Miscellaneous No. 7,612.

Read the following:—

From C. BENSON, Esq., M.R.A.C., Acting Superintendent of Government Farms, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated Saidapet, 15th July 1878, No. 609.

WITH reference to G.O., No. 935, dated 20th 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 Public Works Department and to Forest officers educated in Europe to officers of this department carries with it the qualification required in Section 1 (*b*) of the Civil Leave Code; in other words will the names of the officers of this department be included in Schedule A?

REFERRED to the Accountant-General for remarks.

(A true Copy and Extract.)

(Signed) J. STURROCK,
Acting Sub-Secretary.

From L. C. PROBYN, Esq., Accountant-General, to C. A. GALTON, Esq., Acting Secretary to the Board of Revenue, dated Fort St. George, 8th August 1878, No. 5,187.

WITH reference to your Proceedings, No. 7,612, dated the 30th July 1878, I have the honor to state that I am not at present in a position to answer the inquiry of the Acting Superintendent, Government Farms. The Government 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 Civil Leave Code until authoritative orders on the subject are received from the Government of India.

IN their Proceedings, dated 15th July 1878, No. 1,960, 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 Rupees 500 *per mensem* for five years from the date of the expiry of his present term of service, and after that Rupees 700 *per mensem.*

To Mr. Schiffmayer.—A salary of Rupees 350 *per mensem* for five years, and after that Rupees 550 *per mensem.*

2. Messrs. Benson and Schiffmayer both desire re-consideration of the terms offered, and their letters will be forwarded for the orders of Government. In the absence of orders on their Proceedings, dated 13th December 1877, No. 5,223, the Board are unable to submit as definite proposals as they would have 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, paragraph 1.—The Board consider 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.

Paragraphs 2 *to* 3.—In 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 Schiffmayer certain privileges in regard to leave and pension which had recently been conceded to certain officers in the Public Works Department and to Forest officers 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 Government of India, that these officers should be looked upon as entitled to all the privileges enjoyed under Schedule A of the Civil Leave 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 consider that an authoritative ruling should be sought. Forest officers educated in England come under Schedule A, and the despatch above 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.

Paragraph 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 Uncovenanted 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 Uncovenanted Civil Service officers alone held applicable to him; he would, in fact, apparently forego his claim to return passage in the hope that the terms he asks, viz., an annual increment of Rupees 40 or other promotion may be granted, and it seems fair that he should not be expected to waive his claim to £100 without some such equivalent.

Paragraph 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. 1,621, except that they would grant to officers other than the head of the department only the allowances of a Head Assistant Collector when touring within the districts in which his head-quarters for the time being are fixed.

3. The bulk of the above remarks apply also to Mr. Schiffmayer's case. The horse allowance referred to by him was granted under special circumstances, and its continuance depends solely on the continuance of these circumstances (G.O., dated 7th August 1877, No. 2,457).

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 favorably with the salaries hitherto drawn in the Madras Presidency by Forest officers specially educated in Europe.

(True Copies and Extract.)

(Signed) J. STURROCK,
Acting Sub-Secretary.

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No. 40. From C. L. TUPPER, Esq., Officiating Under-Secretary to the Government of India, Department of Revenue, Agriculture, and Commerce, (General,) to the Secretary to the Government of Madras, dated Simla, 19th September 1878, No. 640.

WITH reference to your telegram, dated the 12th instant, inquiring 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.

ENCLOSURE No. 1.

Proceedings of the Government of India, Financial Department, dated Fort William, 5th February 1877, No. 679.

Read the following Despatch from the Most Honorable the Secretary of State for India, to His Excellency the Right Honorable the Governor-General of India in Council, dated India Office, London, 10th August 1876, No. 310, Financial.

MY LORD,—I have considered in Council your Financial letter, dated the 14th June 1875, No. 196, forwarding a Memorial from Civil Members of the Engineer Branch of the Public Works Department, praying for certain 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 favorable 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. 210.

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 the benefits of the more favorable 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—

(1*st*) "that they may be allowed to retire on medical certificate at any time 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, provided that the maximum pension shall not exceed £600 per annum;"

(2*nd*) "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 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 henceforth 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 educational officers.

7. In paragraph 8 of the Financial Despatch to the Government of India, dated the 6th 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 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 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, and that it will be just to recognise 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. It is of real 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 favorable 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 authorise your Government to frame rules, which shall be specially applicable to the 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 1,000 Rs. 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 an age below 22 years.

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 20 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 authorised for the Civil Engineers to the specially educated officers of the Forest Department who occupy a closely analogous position.

17. 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 authorise the grant of invalid pensions, should the occasion arise, under the rules referred to in paragraph 12, to other Public Works or Forest Officers whose cases may, in your opinion, justify such special treatment.

18. The questions relating to precedence will be separately dealt with.

I have, &c.
(Signed) SALISBURY.

ORDERED that this Despatch be communicated to the Public Works Department with reference to endorsement from the Financial Department, No. 1,353, 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. 3,284, dated 6th October 1876, and No. 433, dated 26th January 1877. These concessions are embodied in Sections 13, 14, 44 Exception 59 (*a*) Rule 2, and 65 (*e*) of the Civil Pension Code.

(Signed) D. BARBOUR,
Under-Secy. to the Govt. of India.

No. 41. ORDER THEREON, 5th October 1878, No. 1,612.

Miscellaneous.

IN regard to the Pension and Leave Rules to which the officers of the Agricultural Department are admitted, the foregoing letter and enclosure from the Government of India will be communicated to the Board of Revenue and Accountant-General. The names of the three* officers now in the Department were forwarded to the Government of India for submission to the Secretary of State when it was desired to obtain for them the benefits now conceded, and that Government will now be requested to set all further doubts at rest by entering these three officers in Schedule A of the Civil Leave Code.

Messrs. W. R. Robertson, C. Benson, and G. Schiffmayer.

G.O., 20th March 1877, No. 1,151.

2. The salary proposed in the case of Mr. Benson the Government consider to be adequate, but Mr. Schiffmayer's maximum salary will be raised to Rs. 600. The present salaries of Rs. 500 and 350 recommended by the Board are approved, and these amounts will rise to the maximum by yearly increments of Rs. 40 and 50 per mensem.

3. Mr. Benson's service will reckon from the date of his original agreement, unless otherwise stipulated therein, and that of Mr. Schiffmayer from the date of his arrival in India.

4. In view of the assured footing on which these officers are now placed, and their improved position, the Government are no longer prepared to guarantee their passage money to Europe or any other of the special and unusual arrangement stipulated for in their agreements, which will henceforth be null and void. The Board will ascertain from Messrs. Benson and Schiffmayer whether they are willing to accept these terms, and will arrange for their executing fresh agreements intimating such acceptance and their willingness to devote their whole time and attention to the service of Government, &c.

5. Free quarters will be provided for each officer, but all other special allowances will lapse, as stated by the Board, when the grounds on which they were temporarily granted cease to exist.

6. The subject of travelling allowance within and without the district in which they may be employed will be considered and disposed of under the rules laid down by the Government of India.

(True Extract.)

(Signed) L. A. CAMPBELL,
Under-Secretary to Government.

To the Board of Revenue.
" the Accountant-General.
*Mr. Benson left
Mr. Schiffmayer left

Exd. F. R. Bantleman.

Vide en 4718.
Vide Govt Sl 186 fpt
350/79

Rev. Dept.

2060
4

No 1612

Proceedings of the Madras Government
Under date the 5th October 1878

Read the following Extract
Proceedings of the Board of
Revenue, dated 20th August 1878
No. 2346.
Letter from Govt. of India R.&C.
dated 17th September 1878 No 640.

In regard to the Pensions
and leave rules to which the
officers of the Agricultural Dept.
are admitted the foregoing letter
and enclosure from the Govt of
India will be communicated
to the Board of Revenue and
Accountant General. The names
of the three officers now in the
Dept were forwarded to the Govt.

of

of India for submission to the Secretary of State when it was desired to obtain for them the benefits now conceded and that Govt will now be requested to set all further doubts at rest by entering these three officers in Schedule A of the Civil Service Code.

2. The salary proposed in the case of Mr. Benson the Govt. consider to be adequate but Mr. Schiffmayer's maximum salary will be raised to Rs 800. the present salaries of Rs 500 & 350 recommended by the Board are approved and these amounts will rise to the maximum by yearly increments of Rs 40 and 50 per annum.

3. Mr. Benson's service will reckon from the date of his

No. 20 dated 1877 to 1851.

Note. For next distribution of State (nor was attention made) to admitting it to the more favourable Code Rules is exceeded but the time admitted by it. Let the Resident know by Secretary's time. Thereafter telling to remit therefrom & the terms to be paid to them.

i.e. 100 Rs Mr. Benson's recommended by the Govt.

Unless otherwise stipulated therein

Note
* This is the word used by the Legislature when intimating that appointment (vide 03 dated 7 & 10 290) Mr. Hope who appears to be in circulation with other papers so that no misunderstanding was made as to the date of commencement of service. L

* Such as 3 months notice before dismissal or termination of service (the Schiffmayer agreement)

† These seem necessary something like these agreed by Govt officers. L

For orders.

Sept 1/10

2060
10

agreement his covenant and that of Mr. Schiffmayer from the date of his arrival in India.

4. In view of the assured footing on which these officers are now placed and their improved position the Govt are no longer prepared to guarantee their passage money to Europe or any other of the special arrangement stipulated for in their agreements which will henceforth be null and void. The Board will ascertain from Messrs Benson and Schiffmayer whether they are willing to accept these terms and will arrange for their executing † fresh agreements intimating such acceptance and their willingness to devote their whole time and attention to the service of Govt. &c

Sec

5. Free quarters will be provided for each officer and his family but all other special allowances will lapse as stated by the Board when the grounds on which they were temporarily granted cease to exist.

6. The subject of travelling allowance within and without the District in which they may be employed will be considered and disposed of in connection with Boards Proceedings No. 1 June 1878 No. 1621 and with reference to the [illegible] Order by other officers] under the rules laid down by the Govt of India.

1. To the Board of Revenue Dept
2. The Secretary Finance
3. The Finance & Com Dept
4. Revenue Dept

REVENUE DEPARTMENT.

No. 3699.

2060/7

From Board of Revenue

Dated 20th August 1878.

FOR ORDERS.

The printed largest ones as Landsteward that twice suspension of pubs shall count from date of 8-8- Augustment

2. That the superior A.C.S. rules for pubs of 8-8 shall adopt

3. That the increase

Have carefully examined Mr Dennis's Memo. & I see no objection to the Conditions that he sample when the place of the Covenants &c. appear bond to have as a Store assured & for Quarters for Rent ought to afford at his Head Quarters & tentage or Town — he must keep an experienced

A. 109 @ 41

C 30-9-78
R 5-10-78

Agricultural Officers now — and I believe that Mr [illegible] the most important under the State I would suggest [illegible] & [illegible] of [illegible]. Pension is a good man —

The same applies to Schiffmayer. I would keep his pay R. 100 below Pension and apply the same conditions & increments.

Schiffmayer is a man of [illegible]

of pay under the new agreement [illegible] by [illegible] the term commencing [illegible] the new agreement [illegible] after 5 years:

I think all these are reasonable & the increases that [illegible] claim [illegible] admission [illegible] the C.S. Rules. [illegible]
~~[illegible] G.O. of 26 June [illegible]~~

~~I cannot judge how far we can in a question so concerning the points of regulation [illegible] the rules [illegible] the Res. [illegible]~~

The G.O. of 26 June 78 concedes something but what does not appear from it.

Cannot this be ascertained in office. The 3 officers

2040/4

Agriculture requires & practical experience in Germany & will do the best service we should meet with in the Dept.

3/9 [illegible]

[illegible]

A. 3699

FOR ORDERS.

C 30-8-78.
R 12-9-78.
EC 30-9-78.
R 5-10-78

Revenue Department

No 3121.

2040/12

Proceedings of the Board of Revenue

Dated 22d November 1878.

Read the following

No 1195

From W. R. Robertson Esqr, A. R. A. C.
Superintendent, Government Farms

To, C. A. Gatton Esqre
Ag Secretary, Board of Revenue

Sir,

I have the honor to submit a copy of a letter from Mr Benson regarding the terms offered for the re-engagement of his services by Government.

Government Farms' Office
Sydapet
8th November 1878.

I have &c
(Signed) C. Benson
For the Superintendent,
Government Farms.

Encl

(Enclosure)

To,

The Superintendent of
Government Farms
Madras

Sir,

With reference to Government Order No. 1672 of the 5th October, I have the honor to point out that I have already in my Memorandum, dated 24th of July last, stated my willingness to remain in Government Service, for the present, on the terms mentioned. I would, however, as I am solicit as I did in the Memo referred to, the settlement of the nature of the duties which I may be called upon to perform, and several other minor points mentioned in Para 2 of the Memo.

2. Although it has been declared that I shall no longer be entitled to any claim to the return passage originally promised me, I fail to see that any compensating benefit has been accorded to me for the £100 which I shall thereby be the loser of.

3. Regarding para 4 of the Government Order I

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13

I would submit that my position is not so assured as it may appear to be, nor has my position been much improved of late. When I first entered the service of Government, I knew what duties I might have to perform for the salary I was to receive; regarding the future, I have not the slightest idea of what may be expected of me, or of what expenses the duties I shall have to fulfil may entail. My original agreement virtually promised me the benefit of the Pension and Leave rules under which my name has now been entered by the Secretary of State; and also stipulated that, if I remained more than 5 years in Government Service, I was to become an ordinary Uncovenanted Officer. As agreements are not usually exacted from such Officers, there seem to me to be no special grounds, why should I be treated in an exceptional manner, and be expected to sign an agreement which, as far as I can judge, would prevent my

my ever becoming possessed of any property in this country, such as a tea or Coffee plantation, if I should wish to do so, or even of my making use of any furlough, which I may be enabled to take, to make some certain provision for the future, which the salary that Government intend to give me will never allow of my doing in any other manner.

4.- In conclusion it would appear to me that it is scarcely just to institute a comparison between the salaries of Educational and Executive Officers. The duty of Officers, who have only to discharge Forest or Engineering executive duties, is not, I would submit, a fair standard for fixing that of those who may be called upon to impart Scientific Knowledge. As it is, owing to the low rate of exchange now ruling, the salary, which I am now promised for my 6th year of Service, will be worth but little, if anything more than that which I thought I

2040/14

I contracted to receive in my 4th year, when I signed my agreement in London in January 1874, the rupee being then worth two Shillings.

I have &c.
(Signed) C. Benson M.R.A.C.
Superintendent of Saidapet Farm

Saidapet
7th November 1878

(True Copy)
(Signed) C. Benson
For the Supt of Govt Farms.

Read also the following

No 4221

From,
W. R. Robertson Esqre, M.R.A.C.
Superintendent, Government Farms

To,
C. A. Galton Esqre,
Ag Secretary, Board of Revenue

Sir, I have the honor to submit copy of a letter received from Mr Scheffmayer regarding the terms of his re-engagement by Government on

on the expiration of his present terms of
Service.

2. It might prove highly inconvenient,
were the terms mentioned regarding his employ-
-ment in para 6 of his letter, agreed to.
For some time there is no probability that
we will be able, with advantage, to employ
him in actual lecturing; from inability
of the Students to understand him sufficiently
well; but, he might, at once, be employed
in conducting field classes on the Farms
in practical work.

Government Farms Office,
Saidapet, 11th November 1878.

I have &c
(Signed) W. Robertson

(Enclosure)

From
Kaspar Schiffmayer Esqr.
Supt Saidapet Farm.

To, W. R. Robertson Esqr. M.R.A.C
Superintendent, Government Farms.

Sir With reference to Government Order
No

2040/15

No 1612 dated 7th of October 1878 offering
to re-engage me on certain rates after
the expiry of the present term, I beg to submit
that:

1st I conclude from the wording of the
Orders of Government and the Proceedings
of the Board of Revenue that the Officers of
the Agricultural Department are to be placed
equally, as regards pension, leave, pay and
official rank &c with the Officers trained
specially in Europe for the Public Work and
Forest Departments.

2nd. His Grace the Governor in Council
has been pleased to extend to my case the
privileges enjoyed by those officers, except salary.

3rd I beg to be considered that the Royal
Bavarian Central School of Agriculture,
Weihenstephan, of which I am a graduate
is of the same standing as the Royal Central
Forest School at Aschaffenburg in Bavaria,
which compares favorably with the Heigh

Forest

Forest Schools of other countries, and that my having undergone a further course of technical training at the University at Munich be considered to be more than sufficient to my being classed equally with the Officers of the above mentioned departments.

4. Assuming that the duties I shall have to perform include imparting scientific knowledge, in my application submitted to Government I asked a recompensation of Rs 500 per mensem after the expiry of the present term rising by yearly increments at the rate of Rs 40 per mensem to Rs 700 per mensem, which is the minimum pay drawn by the Officers of the educational department, and is about the same as that given to the Officers of the Forest Department, but lower than that given to the Officer of the Public Works Department and is the same amount as sanctioned to Mr Benson of this department for the performance of similar duties. But Government offered me a

2040/16

a salary of Rs 350 rising by yearly increments at the rate of Rs 50 per mensem to Rs 600 per mensem.

5th Although owing to the circumstance that my present term is nearly expired I am willing to accept the appointment at a salary commencing with Rs 350 per mensem I request that His Grace in Council will be pleased to allow the question of Maximum salary to stand over until my salary reaches the present proposed maximum.

6th The nature of duties I shall have to perform not being defined, I assume that such duties will be assigned to me as are commensurate with the emoluments and that I shall be exempted from lecturing on scientific subjects until my salary reaches that of a Professor of the University.

7th. As on my re-engagement I shall come under the Uncovenanted Service Rules I presume that the execution of a special agreement

agreement will scarcely be necessary.

I have &c.a

Budapest
11th November 1878 } (Signed) H. Schiffmayer

(True Copy)

(Signed) W. R. Robertson
Supt Govt Farms

Submitted to Government for favorable consideration with reference to G.O. dated 5th October 1878 No 1614. 16-12-

2. The Board think that the salaries proposed should cover lecturing or the charge of a farm as circumstances may require and that if any unforseen circumstances are such as to cause extra expense this should be duly considered on representation.

3. With reference to Mr Schiffmayer's remarks the Board are of opinion that when the salaries now proposed have reached their contemplated maximum it will be time to advance any grounds that may indicate their inadequacy.

There

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4. There seems no reason why Farm Officers should be treated otherwise than Deputy Collector in the matter of holding land or that special agreement should be required from them any more than is required from other uncovenanted officers.

5. The £100 passage money must be held to have been a condition attaching to temporary service in India; as Mr Benson is willing to accept permanent employment under Government, the necessity for the means of immediately returning to England disappears and as regards eventual return pensionary and furlough rules take the place of the previous temporary understanding.

(True Copies & Extract)

A. Cotton
Ag Secretary

To The Secretary to Government
Revenue Department

Transmitted by Govt
to S.T.C.
Proceedings of the
Board of Revenue

Dated 22d. November 1878
No 236

S.Dpl. No 2040 - 19th accd. 1878

Submitting for Government orders a letter from Superintending Engineer, Trichinopoly Division, & Govt. Transmit forwarding a letter from Messrs Burton & Schiffmeyer regarding the terms for the re-opening of their Limestone Quarries at Trichinopoly.

Copies sent to P.W. Secy &c.

No 216

904/18 R.D.

No 2040

Proceedings of the Madras Government
Under date the 19th Dec 1878

Read Proceedings
of the Board of Revenue
dated 22nd November 1878
No 3121.

The Govt. see no reason to reconsider, in any way, the terms already offered to Messrs Burton and Schiffmeyer.

The claims put forward by both these gentlemen to a higher rate of pay, because they are or may be required to lecture or teach, is wholly untenable, in as much as in their original agreement it was expressly

If the Govt of India and Messrs Burton & Schiffmeyer

expressly stipulated that they should undertake such duty.

3. Mr. Brown is altogether in error in stating that in being required to enter into an agreement he is being treated in an exceptional manner. Similar agreements are signed by Forest and other officers. His covenant and that of Mr. Schiffmayer will be drawn on the lines of those formerly made with them with such modifications as are indicated in

2040/19

in or necessitated by Gov. 5th October 1875 No 612.

4. The Government do not understand why it is supposed that there is any intention to place Farm officers on a different footing to other officers as regards holding lands.

Note for returned that all tenants under this Act shall pay the rent to the Crown Lands Agent for the District or for

In Sept. the Board of Rev. on 19 Dec. the Crown Lands Agent on 7 Jan. the Receiver Gen. 7 Jan.

40

c. 9. Dec/58 R 19. Dec/58