Revenue (1897) Department.

MISCELLANEOUS SERIES.

G.O., No. 3332-3

DATED 2nd July

[Despatch Abstract.]

The Govt. of India ordered to be addressed with a view to the recovery from the Burmese ~~Govt.~~ Govt. of the proportionate cost of training ~~two Forest~~ at Dehra Dun of ~~his~~ Burma Forest Officers recently transferred to ~~the Service of that Govt.~~ Eelej

Requesting that sanction may be accorded to the payment by the Burmese ~~Govt.~~ Govt. of the proportionate cost of training at Dehra Dun of two Forest Officers recently transferred to Burma

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No	Department.	Date.

FURTHER PAPERS.

~~G.O.~~ cw	No.	Department.	Date.	G.O.	No.	Department.	Date.
7103 of 97							

Legal

Legal

30/12/97

Original No. 73
30-3-97 (illegible)
(illegible) with reference to G.O. (illegible) 627 Rev. dy. 15th Dec. 1896, (illegible) the undersigned has the honour to forward a copy of a telegram received from the Chief Comm. of Burma and to enquire

(1) whether this Govt is precluded under the provisions of Art. 133 of the Civil Acct Code, Vol II, from asking for the payment by the Burmese Admn. of the proportionate cost of the training at Debra Dun, of the Forest officers recently transferred to Burma, and, if not, ~~as could appear~~ from Mr Seaver's case referred to in the correspondence ending with G.O. 2549 Rev. dy 18th October, 1897

Legal opinion

(2) ~~whether~~ what amount the Burmese Admn. should be expected to pay on account of Messrs Allan and O'Hara who were relieved of their appointments in this Dept on the 19th of January, last ~~at the same time~~ ~~last Mr O'Hara~~ was granted

Let this work proceed & Bursar forthwith in consequence of the fact that one (Mr O'Hara)

Revenue (189) Department.

CURRENT No. 4263

ACCOUNTANT-GENERAL OF MADRAS
20 MAY 97

From The Acctt General.
Madras.

Order

No. 1563

Dated 19th May 1897

Received 20.5.97

Registered 21.5.97

Enclosures

Spare copies

SUBJECT.

Informing that the sanction of the Govt of India should be obtained before payment for the proportionate cost of training Queen Hallen & others at Dehra Dun is claimed from the Burma Administration.

Cancelled papers from the Records & sent out again, orders having been received by Collector not to pay the amount.
21.5.

granted by the Conservator of Forests one month's privilege leave, and while the other (Mr. Gillespie) was reported to be ill, and unable to join his new appointment immediately on his relief as in query No. (1) of the G.O. alterations will be invited [illegible] the case of Mr. Leager referred to in the correspondence ending with G.O. No. 4529 Rev. dt. 18-10-96 [illegible] the Acct. General's letter copy [illegible]

3.4.97

BACK PAPERS.

G.O.	No.	Department.	Date.
Fin. enc 3197497	73.	Rev.	30-3-97

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Forest Account

DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,
19th May 1897.

No. 1563

From

W. H. Michael Ingre,
ACCOUNTANT-GENERAL TO THE
GOVERNMENT OF MADRAS,

To

THE Secretary to Government,
Revenue Department.

SIR,

In reply to your official memorandum No 73, dated the 30th of March '97, I have the honour to state that as the Government of Madras consented to the transfer of Messrs. Allen and O'Hara on the condition that the administration of Burma should pay the proportionate cost of training them at Debra Dun, and as the Chief Commissioner of Burma agreed to this proposal, subject to the sanction of the Government of India, such sanction should be obtained before payment is claimed from the administration of Burma - Article 1337 of the Civil Account Code

code does not absolutely prohibit such claims. If the claim is allowed, the necessary adjustment will be made through the head of "Land Revenue" under Article 1366 (4) of the Civil Account Code.

2. The calculation of the proportionate cost has been raised with reference to the above memorandum and from information obtained from the Conservator — Southern Circle, and it amounts to Rs 1002 for the two officers as shewn on the margin

* Mr O'Hara Rs 757
* Allen 245

3 I may add that in the case of Mr Seager referred to in paragraph 2 no recovery appears from the accounts to have been actually made.

I have the honour to be,
Sir
Your most obedt. Servant,

W Mitchell
Offg Accountant General

D 1,000—8-4-97.

Re: Messrs Allan & O'Hara transferred to the Burma Forest Dept

REVENUE DEPARTMENT.

C. No. 4268 of 97

From the Accountant General, Madras

Dated 19th May 1897.

The Hon: the Financial Secretary.

FOR ORDERS.

In December last, the Govt in sanctioning the transfer to Burma of the services of Messrs Allan and O'Hara of the Forest Dept stipulated it as a condition of such transfer that the Burmese admn should repay the proportionate share of the expenses incurred on their training at the Dehra Dun Forest School (G.O. 5279 dy 19th Decr 1896) the Admn then agreed to the payment of the amount involved but pointed out that the sanction of the Govt of India for adopting such a course would be necessary as it appeared to contravene the provisions of Art 1337 of the Civil Account Code Vol II (vide G.O.

FOR ORDERS.

G.O. nº 9 dy 4th Jany 1897). The article in question prohibits inter-provincial adjustments after 1st April 1892 without the special ~~of~~ permission of the Govt of India; and when the telegram above referred to was received it was pointed out in an Office note that the G.O. of Decr 1896 was drawn up in consultation (though not formal consultation) with the Financial Dept and was also in accordance with precedents. It was, however, thought that the question need be considered only after the date of the departure of the Officers concerned to Burma, which was likely to affect the amount previously reported to be recoverable on their account, was definitely ascertained.

2. The fact that both the Officers were granted leave on their having relieved on this Dept about the 19th January last still left matters in doubt and the Acct General was accordingly requested in March last, to report the exact amount recoverable on their account from the Burmese Admn. The opportunity was also availed of to ascertain his views on the applicability of Art 1337 of the Civil Accounts Code to the case now under consideration, this special attention being drawn to the correspondence that passed in 1892 between this Govt and the Admn of Coorg in connexion with a similar case and to the express approval accorded by the Govt of India at the time to this Govt's contention (vide G.O. nº 73 dy 30th March 1897).

3. The Acct Genl now reports that the amount recoverable from Burma is Rs 1002 but that the payment thereof having been agreed to by the Burmese Admn subject to the sanction of the Govt of India such sanction should be obtained before payment is claimed. In regard to the case of 1892 (our Legislative case) to

× flagged B

flagged A

flagged C.

which his attention was drawn he states that "no recovery appears from the accounts to have been actually made". The non-recovery of the amount involved from the Coorg admn was apparently due to an oversight in the Acct General's office as a copy of G.O. no 1529 dy 18th Oct 1892 conveying information as to the amount to be recovered was duly communicated to him tho' a copy of G.O. no 3230 dy 29th July 1892 had not been previously furnished to him. flagged D flagged E

2. It seems unnecessary to reopen Mr Leaper's case at this late date, but as the Govt has already expressed its opinion that in the case of Messrs Allen and O'Hara, the amount involved should be recovered, as a matter of principle, orders are solicited as to whether the Govt of India may now be addressed on the point. It will be seen that the Acct General appears to think that

The Govt of Ind to be addressed
dy
7/6/97

Mr Meems
Secy Despatch Committee
Mr Ellis

B.M.D.
2.VI.97

that the necessary application to India must be made by this, and not the Burmese, Govt.

Allen 2/6/97

2/6/97.

Ay 2/7/97

Secy (from order)
The Hon'ble Govr. C.I.E.
H.E. the Govr (Draft Letter Govt of India)

+Note I am not certain whether this Draft 18/5/97
order carries out Hons meaning as
to Mr Seagers case.
Ullu
14.6.97

To the Board of Rev: L.R. A & O
" Accts General (R & O)

2.7.97

Ullu
2.7.97

JK
A.S.H
1.7.97

× Mr C.E. Allan
" R.B. O'Hara

h.c. 11/7/97

Read again o.m. no 73 30.3.97
also c.no. 4263 of 97

Order (mise no. 3332 of 2nd July 97).

The Govt of India will be addressed as indicated in ctee Accts General's letter read above with regard to messrs Allan & O'Hara. The Govt considers it unnecessary to reopen Mr Seagers case now.

To Ullu 14.6.97 11/15/6/97.

The Secy to the Govt of India
Rev: & Agric Dept
Letter no. 3333.

Recd 8/7/97 Lr

In Dec: last, the Govt of C. in complying with a request made by the Admn of Burma for the transfer to it of the services of two Subordinate Officers of the Madras Forest Dept, who had been trained at the Dehra Dun Forest School at the cost of this Govt but who had not, at the time, completed their five years' service in pursuance of the terms of their agreement, made the stipulation ~~stipulated it~~ as a condition of such transfer that the Admn

adm^n should repay to this Govt the proportionate share of the expenses incurred on their training. The Chief Comm^r, in reply expressed his willingness to repay the amount involved but pointed out that the sanction of the G^t of India for the adoption of such a course would be necessary as it appeared to contravene the provisions of art 1337 of the Civil Account Code Vol II.

2. ~~When addressing the Chief Comm^r on the subject H.E. in C was aware of the Act above referred to, that four~~ As many as four Imperial Forest officers ~~had to be~~ have been transferred to Burma within the space of a year ~~and he was therefore~~ H.E. the G in C feels constrained to ~~insist upon the conditions being fulfilled~~ press for the fulfilment of the condition as a matter of principle — a principle the equity of which was on a previous occasion, i.e. in July 1892, recognised by the Govt of India in connexion with the transfer of the services of ~~one~~ Mr Seager to the Coorg Adm^n

Vide

"should prefer for the words underlined in red ink, the words — "press for the fulfilment of the condition"

A.M.

(vide Mr Mr Mackenzie's letter No 589 dy 19th May 1892 and the subsequent telegraphic correspondence from this Govt dy 5th July 1892 and from the Govt of India dy the 27th idem).

3. The two officers in question had owing to illness to be granted leave on their being relieved in this Presy in January last and as the amount to be recovered on their account could not be ascertained until they took up their appointments in Burma there was of necessity some delay in obtaining the required information. The Accountant General ~~to whom a reference on the point was made in March last and whose attention was specially drawn to Mr Seager's case now reports~~ now reports that the amount to be recovered on account of the two officers, Messrs Allan & O'Hara, ~~transferred to Burma~~ is Rs 1002 ~~and that in Mr Seager's case no recovery~~ appears from his accounts to have been actually

~~actually made. This was no doubt due to an oversight in the Accts General's own Office but H.E. the G in C does not wish to reopen the case at this late date.~~ 4. I am accordingly in these circumstances to request that ~~the Sanction~~ of H.E. the G-G in C may be moved to accord his sanction to the repayment ~~of the Barrezes~~ by the Govt of Burma of the amount above referred to, viz Rs 1002, to this Govt, the necessary adjustments being made by the Account officers concerned thro' the head of "Land Rev" under Art 1366(4) of the Civil Acct Code.

14.6.97

Note

Orders are solicited as to whether the letter should be sent to H.E. for approval before despatch to Sudris.

12.01.97

14.8.97

Yes

When given for copying ____
When copied ____
When examined ____
When signed ____
} 189

READ AGAIN G.O., No. 189 DATED

OUR LET No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A
LETTER OF GOVERNMENT.							
STATEMENT WITH DITTO.							
PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH IN ORIGINAL.							

N.B.—
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