

1921

KENYA

56806

14/11/21

NO.

DATE

INDIA

12TH NOVEMBER 1921

775

MR. CIRCULATION:-

SUBJECT

- Mrs.
- Mr.
- Mr.
- Mr. Gosselin
- Mr. B. Lambert
- Mr. H. Road
- Birtal Munsteron Smith
- Mr. Wood
- Mr. Churchill

MR. K. V. DWIVEDI

PROVISION

States should have been calculated in accordance with Treasury letter of 26.11.1901 (copy enclosed). Suggests instructions be sent to Kenya accordingly and asks if Govt of India may be informed this will be done.

Previous Paper

MINUTES

Handwritten notes:
 25/9/21
 Copy for 1856, Cons 6 Dec 21
 22/11/21
 22/11/21
 22/11/21

W. H. H. H.

In your notes, please.

11/11/21

Mr Parkinson

It was decided some time ago to give continuous pensions to Indian subordinates in Kenya. I had a note of the decision but unfortunately I omitted to take the expense.

As it has been decided to treat Darachi, like other subordinates, I think we should accept Mr. Gosselin's suggestion.

Lt. No. 22, 1921

Subsequent Paper

W. H. H. H.

You will see from the file in the West we have not had, so far to date

66886

INDIA OFFICE 14, 0V21

WHITEHALL,
LONDON, S.W.

776

RECEIVED
11 NOV 1921
COL OFFICE

12th November 1921.

Sir,

With reference to the correspondence ending with the letter from this Office of the 27th August 1920, No. J. & P. 5278/1920, I am directed to forward a copy of a letter from the Government of India regarding the grant of a pension to Mr. K. V. Dwivedi in respect of his service in India and in the Kenya Colony.

Dated 20th October 1921
and enclosures.

Before the question referred to in the above quoted correspondence arose, it had been agreed (vide letter from this Office of the 21st June 1912, No. F. 2276/12) that, as a special case, this man's service in India prior to his transfer to British East Africa should be regarded as pensionable. As it has been decided that, notwithstanding subsequent events, pension shall be granted to Mr. Dwivedi in respect of his service under both Governments, his pension on finally quitting Colonial service should, as now pointed out by the Government of India, have been calculated in accordance with Treasury letter of the 26th November 1901 (copy enclosed).

I am to suggest that instructions in this sense should be sent to the Colonial Government and I am to enquire whether the Government of India may be informed that this will be done.

I have the honour to be, Sir,

Your obedient servant,

W. H. P. Jones

for Financial Secretary.

The Under Secretary of State,
COLONIAL OFFICE, S.W.1.

COPY OF LETTER FROM THE DEPUTY SECRETARY TO THE GOVERNMENT OF INDIA, IMLA, TO THE UNDER SECRETARY OF STATE FOR INDIA, INDIA OFFICE, LONDON, No. 1065-G.S.P. DATED 20th SEPTEMBER 1921.

Grant of pension to Mr. K.V. Dwivedi in respect of his service in India and in the Kenya Colony.

I am directed to forward a copy of a letter from the Bombay Government No.572-C., dated the 12th September 1921 and its enclosure, regarding the grant of pension to Mr. K.V. Dwivedi in respect of his service in India and in the Kenya Colony.

2. In accordance with the Treasury letter No.18791, dated the 26th November 1901, which formed an enclosure to the Secretary of State's despatch No.206-Financial, dated the 20th December 1901, the Colonial Government should have sanctioned pension to Mr. K.V. Dwivedi for his entire service in India and in the Colony calculated upon his rate of salary at retirement, the Indian revenue bearing the cost of so much of the pension as has been earned by the period of service in India calculated on his salary at the date of transfer. I am directed to request, therefore, that the Colonial Government may be moved to reconsider the case and to issue revised orders with a view to granting to Mr. Dwivedi the full amount of pension admissible under the rules.

LETTER No.572-C., DATED THE 12th SEPTEMBER 1921, FROM P.J. MEAD ESQ.,
 C.S.I., C.I.E., I.C.S., CHIEF SECRETARY TO THE GOVT. OF BOMBAY, FINANCIAL
 DEPT., TO THE SECRETARY TO THE GOVT. OF INDIA, FINANCE DEPARTMENT.

Subject: Grant of pension to Mr. K.V. Dwivedi.

I am directed to invite attention to the Govt. of India Finance Dept., No.299 C.S.R., dated 13th July 1912 forwarding extract para.2 of the despatch from the Secretary of State in which it was stated that the Colonial Office had been informed that the Secretary of State had approved as a special case of Mr. K.V. Dwivedi's service in India from 28th March 1893 to the date of his transfer to the British East Africa Protectorate, being regarded as pensionable. The Government of India further forwarded a copy of a despatch from the Secretary of State No.37-Public, dated 19th February 1920 with enclosures and requested to be informed of the decision of the Governor in Council on the question of granting a pension to Mr. Dwivedi. The decision of this Government was communicated in Government letter No. ^{K. M. S.} 2213 dated 5th July 1920.

2. In accordance with the communications mentioned above the Colonial Government should have sanctioned pension to Mr. Dwivedi for his entire service both in India and in the Colony, the Indian Revenue bearing the cost of so much of the pension as has been earned by the period of his service in India. Mr. Dwivedi drew pay at Rs.200 per mensem for the last 3 years of his service in the Colony and a pension of Rs.75.5.0. per mensem is admissible to him for his total service which was more than 22 years. But the Kenya Government has already sanctioned a pension of Rs.53.5.0. per mensem in respect only of the service rendered under them, asking Mr. Dwivedi to apply separately to this Government for pension due for the period of his Indian service. The amount of pension due to Mr. Dwivedi in respect of his Indian service is only Rs.2.5.0. per mensem so that Mr. Dwivedi's total pension, if his Indian and Colonial services are taken separately, will be only

Rs.55.11.0.

Rs.55.11.0. instead of the Rs.75.5.0. which is due to him if his whole service is taken together. Further the Accountant General who has been consulted in the matter, reports that this Government cannot issue orders sanctioning a separate pension in respect of Mr. Drivedi's service in India. I am

accordingly to request that the Colonial Office

Vide his report No. P.R. Misc.
10-1116 dated 24th June 1921, copy
appended.

may be moved to reconsider the case and to issue revised orders with a view to granting to Mr. Drivedi the full amount of pension admissible under the rules.

REPORT OF THE ACCOUNTANT-GENERAL, No. P.R. Misc. 10-1116, DATED 24th June, 1921

Returned.

2. A reference is invited to the Secretary of State's Despatch No. 266 (Financial) dated 20th December 1901, received with endorsement No. P-536, dated 30th January 1902, from the Government of India, Finance and Commerce Department, in accordance with which the Colonial Government should have sanctioned pension to Mr. Drivedi for his entire service both in India and in the Colony, the Indian Revenues bearing the cost of so much of the pension as has been earned by the period of his service in India.

3. The amount of pension calculated under Art. 473-C.B.R., and para. 2. of Art. 414-A, of the Bombay Supplement to the Civil Service Regulations in respect of the service in India from 25th March 1893 to 7th May 1899, which has been treated as pensionable as per para. 2 of the Secretary of State's Despatch No. 75-Financial, dated 21st June 1912, embodied in the preamble of Government Resolution, Financial Department, No. 2769, dated 20th August 1912, comes to Rs. 2,6.0. only.

4. The Local Government cannot in these circumstances, I fear, issue any order sanctioning a pension in respect of Mr. Drivedi's service in India and the Colonial Secretary at Nairobi should perhaps be asked to reconsider the case and issue revised orders.

TREASURY CHAMBERS,

26th November 1901.

No. 18,791.

Sir,

I have laid before the Lords Commissioners of His Majesty's Treasury Sir C. Hill's letter of the 16th instant, transmitting a copy of a letter from the India Office on the subject of the pension regulations for the subordinate staff of the African Protectorates; and, in reply to the questions raised therein, I am to state, for the information of the Marquess of Lansdowns, (1) that, having regard to the existing practice in the Home Civil Service, the Lords do not consider that non-pensionable service in India, followed by pensionable service in the African Protectorates should reckon for pension on retirement; and (2) that the effect of dealing with the cases referred to in Regulation 8, in accordance with the rules under the Superannuation Act, 1892, will be as follows:-

An Officer who has served successively under two Governments will on his final retirement be entitled to a pension calculated upon his entire service, and upon his rate of salary at retirement.

The charge in respect of such a pension will be thus apportioned:-

The Government first served will bear the cost of so much of the pension as may have been earned by the officer's period of service under that Government, calculated on his salary at the date of transfer.

The

The Under Secretary of State,

FOREIGN OFFICE.

The Government last served will bear the cost of
the remainder of the pension.

I am, &c.,

(Sd.) FRANCIS MOWATT.

10 Kenya
56002

781



6. 2. 1921

DRAFT.

With refs to my late predecessor's

7a 1856 (21707)

telegram of the 30th of Sept 1920. I have

W. H. Murray

the honour to transmit to you, for

MINUTE

your consideration, the acc. copy of a

Mr. J. H. Hill 29 11 21

letter for the D.O. ^(with enclosure) ~~containing a copy of~~

Mr. Parkinson

a letter from the Govt. of India,

Mr. G. G. G. G.

regarding the grant of a pension to

Mr. H. L. L.

Mr. K. V. D. D. in respect of his

Mr. H. B. B.

services in India on Kenya

Mr. H. F. F.

Mr. W. W. W.

Mr. C. C. C.

I presume that you will not

concur in Burrows' former ~~to~~

re-calculated. I shall be glad

W. H. Murray (all well)

Drafts

if you will notify the Secretary
India direct of the revised figures
in order to save time
and also inform me at the same
time of the action which has
been taken

W. H. WILKINSON, CHIEF CLERK

DRAFT

U.S. Dept. for India
Financial Dept.
India Office 310

MINUTE

- Mr. Jewell 29.11.22
- Mr. Parkman
- Mr. ...
- Mr. ...
- Mr. ...
- Mr. ...
- Mr. ...
- Mr. ...
- Mr. ...

2 drafts

I am to ask the rest of you
letter F.12422 of the 12th inst. the

authorizing the issue of a letter from
the Govt of India regarding the
grant of a pension to Mr. K. V.
Swirechi in respect of his
services in India & in India

2 copies of your letter
is it understood that you sent

to the Gov of Mysore for his
consideration, and he has been
requested to notify the Gov of
India direct of the revised figures
to conform the 1 of 5 as the
same time of the action taken

Wm. H. J. REARD