

1925

KENYA

C. O.
20568

Date

5th May 1925.

7 MAY 25

AGENTS

KILINDINI HARBOUR WORKS. QUARTERLY PROGRESS REPORT
No 14.

The copy of Consulting Engineers' report for quarter ended 31st March. Letter of 1st May regarding delay in completion has been communicated to Consulting Engineers.

MINUTES

sent for the ...

1925

Good ...

The discussion ...

an extension of time given - 24th

CA/25583/25

Putty

Good

R. C. 25

at once

Subsequent Paper

CA 26127

at rate higher than those
applicable to their salary
salary. It has been decided

that the position should be
explained to the those

officers concerned that they
should be given an option. It
exercised now does for all

They should be with interest
at present period in leaving the
matter and stand please
arrange accordingly,

of the ~~action~~
contributions

(ii) ~~and~~ officers

C.H.
20430/25

243

Jewell 16/6/25

Office 16/6/25
J. Jewell

Secretary
Director
Deputy Director
Assistant Secretary
Assistant Director
Assistant Secretary
Assistant Director

W.P.

18 June 1925

Secretary
Office

With ref to your minute P/10F5433

of the 30th of April, regarding the
collection of Widows' War

Pension Scheme contributions from

Mr J.H. Thomas, T.T., R.H.P. Jones

Widows, Mr R.P. Johnson, T.T.,

24

-2-

As these Officers were erroneously advised as to the amount to be contributed by them, I should be glad to receive your views on the question of a refund. I may add that neither of the Officers concerned has applied for a repayment, and, as any refund would reduce the amount of pension payable, it is probable that they would prefer the position to remain as it is at present.

I am keeping this matter pending, until I receive your comments on the subject.

I have the honour to be,

Gentlemen,

Your obedient servant,

(Sgd. H.W. BATH)

for Treasurer

As these Officers were erroneously advised as to the amount to be contributed by them, I should be glad to receive your views on the question of a refund. I may add that neither of the Officers concerned has applied for a repayment, and, as any refund would reduce the amount of pension payable, it is probable that they would prefer the position to remain as it is at present.

I am keeping this matter pending, until I receive your comments on the subject.

I have the honour to be,

Gentlemen,

Your obedient Servant,

(Sgd. H. W. BAKER)

For Treasurer.

COPY

The Treasury,

Nairobi, 10th March, 1933.

Recd. C.A. 14th April 1933.

Gentlemen,

Tidona and Orsmann Pension Scheme

It has come to my notice that Dr. J. R. Thomson, Medical Officer, and Mr. H. B. Joss, Postal Clerk contributed to the Scheme in 1928 at a rate higher than that applicable to their scales of salary and I shall be grateful if you will let me have your advice on the subject.

Dr. Thomson was then drawing £700 on the scale of £600 - £900 but as there is an efficiency bar at £800, his maximum for the purposes of the scheme was £800 and his contributions should therefore have been at the rate of £80 per annum. Our notification No. 1386 K. H/3/2436 dated the 13th September, 1927, however, stated that his normal contribution would be at the rate of £85 per annum i.e. that applicable to a maximum salary of £900 and contributions were recovered at this rate. In addition to his voluntary subscription of £22. 10. 0 per annum, during the period from 1st October, 1921 to the 31st October, 1927 there would appear to be an excess-recovery therefore, of £15. 1. 5. Dr. Thomson was transferred to Tanganyika in October, 1928.

The case of Mr. H. B. Joss is similar. His scale of salary was £150 to £250, whilst your notification No. 174 K.P. 1929 required that contributions should be at the rate applicable to the maximum salary of £250. He was contributing at the rate of £25 per annum during the period from 1st October, 1921 to the 31st April, 1923, when he was transferred to Tanganyika. In this instance there appears to have been an excess-recovery of £4. 18.

COPY

242

The Treasury,

Nairobi, 10th March, 1925

(Recd. C.A. 14th April)

Gentlemen,

Widow's and Orphan's Pension Scheme

It has come to my notice that Mr. J. H. Thomson, Medical Officer, and Mr. E. B. Joss, Postal Clerk, contributed to the Scheme in 1923 at a rate higher than that applicable to their scales of salary and I shall be grateful if you will let me have your advice on the subject.

Dr. Thomson was then drawing £700 on the scale of £500 - £900 but as there is an efficiency bar at £800, his maximum for the purposes of the scheme was £800 and his contributions should therefore have been at the rate of £10 per annum. Your notification No. 1386 K.P.D./9.5433 dated the 13th September, 1921, however, stated that his normal contribution would be at the rate of £45 per annum, i.e. that applicable to a maximum salary of £900 and contributions were recovered at this rate, in addition to his voluntary contribution of £22. 10. 0 per annum, during the period from 1st October, 1921 to the 3rd October, 1923. There would appear to be an excess-recovery therefore, of £15. 1. 3. Dr. Thomson was transferred to Tanganyika in October, 1923.

The case of Mr. E. B. Joss is similar. His scale of salary was £150 to £290, whilst your notification No. 774 K.P.D.P. 5829 registered his contribution at £18 per annum i.e. the rate applicable to a maximum salary of £240 per annum. Mr. Joss contributed at the rate of £18 per annum during the period from the 13th September, 1921 to the 30th April, 1923, when he was transferred to Uganda. In this instance there appears to have been an excess recovery of £4. 18. 0.

question of a refund of contributions overcollected.

Dr. Thomson was transferred to Tanganyika Territory on the 4th October, 1923 and still contributes at £67.10.0 per annum i.e., £45 scale rate plus £22.10.0 additional annual contribution whereas the appointment of Mr. Jones, who was transferred to Uganda on the 1st May, 1923, was terminated on the 26th August, 1924 but he remains covered for a widow's pension until the 15th August, 1925.

The Scheme has been under risk in both cases to pay a pension at a rate applicable to the contributions actually made by these officers and it seems doubtful whether we should offer refunds.

On the other hand if we are legally compelled to refund the contributions overcollected it would appear that this should be done as early as possible in order to relieve the Scheme of the extra risk, as Dr. Thomson could very well wait until all benefits under the Scheme had lapsed and then ask for a refund of the contributions overcollected. Similarly Mr. Jones could ask for a refund after the expiry of the 3rd period for which he remains registered for a widow's pension under the Scheme.

The case of Mr. H. Caldwell, Assistant Auditor Tanganyika Territory, concerning which we minutes to you on the 9th April, is similar to the above cases, and we shall be glad if you will please inform us whether a refund should be made in this case also.

Mr. Caldwell is married and commenced to contribute on the 24th January, 1925. We assessed his Widow's and Orphans' contributions at £30 per annum but were afterwards informed by the Government of Tanganyika Territory that there was an efficiency bar in his scale of salary at £500 per annum. Contributions have therefore been overcollected at the rate of £5 per annum with effect from the 24th January, 1925.

Y. K. K.

304/25

P.P. 2433

Mr. Jewell.

Colonial Office.

C.O.
20430

6 MAY 25

I enclose herewith a copy of a letter from the
 Registrar, Kenya, regarding the collection of Widows' and
 Orphans' Pension Scheme contributions from ^{File No. 20430} Mr. J. H. Thomson
 and Mr. H. R. Joss, Postal Clerk, at rates higher than those
 applicable to their scales of salary and shall be glad if
 you will let us know what reply should be made.

When Mr. Thomson first became a contributor to
 the Scheme i.e., on the 1st October, 1921, the Government
 of Kenya furnished us with this officer's Statement of
 particulars, which showed that he entered the East African
 Service in 1913, and ticked in red ink the entry that his
 maximum was £900 per annum. Consequently we assumed that
 he had passed his £900 bar and assessed him for Widows' and
 Orphans' contributions on his maximum of £900 per annum and
 a notification to this effect was sent to Kenya on the 13th
 September, 1921.

A Statement of Particulars form was also the only
 information furnished by the Colonial Government in the case
 of Mr. Joss, who became a contributor on the 13th September,
 1921, and in the absence of any particulars concerning his
 salary, he was regarded for the purpose of the Scheme as on
 the usual scale applicable to Postal Clerks i.e., £300-15-
 £350 per annum. Contributions were therefore assessed at
 £18 per annum and a notification of this sent to Kenya on
 the 18th June, 1922.

The enclosed letter from Kenya points out that
 these assessments were wrong and asked for our views on the
 question

The error here was due to an incorrect assumption on the part of the CA. From 13 Sept. 1921 to 5 Oct. 1923 (Royal) he should have been assessed at £15 instead of £16 a year. From 1 May 1923 to 21 May 1924 (Royal) his assessment was £100. £18 was correct.

The following

This also is a case of giving the first offering tax.

It appears that a notification in all these cases has been omitted beyond the fact they should be refunded to the relevant parties.

with return of 1923-24
 1924-25
 1925-26

I think case no. 1923 should be explained to the S.P.P. as concluded, & that they should be given an option to be repaid now with a year's interest of having a refund with interest at 5% or leaving the matter as it stands.

CH 27.5.25
 27.5.25

600/29/5

At 1915
 27.5.25