

1923

KENYA

35165

14 JUL 23

Dep. Sec. of State

973

DATE
19th June, 1923

FOR CIRCULATION:-

SUBJECT

Mr. *Parkinson*
Mr. *W. Stanley*
Mr.

Passion to M. S' Souza

Amst. U.S. of S.

*Recommend the 200 p.
from 31st Jan, 1923, a
request approve*

Form U.S. of S.

Part U.S. of S.

Secretary of State.

Previous Paper

MINUTES

*This case is similar to 2nd
in 35168.*

Approved 14 July 23

to in 35168 (23)

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b.f. 21*

Wed 6.8.23

Amst 12/12 - 22 Aug '23

WA

Subsequent Paper



35165

14 JUL 23

GOVERNMENT HOUSE,
NAIROBI,
KENYA.

19th June, 1923.

My Lord Duke,

I have the honour to transmit herewith a Form of Particulars required for the computation of pension payable to Mr. M. D'Souza, 3rd Grade Clerk in the Public Works Department, who has been retrenched from the service of this Colony consequent upon reduction of staff.

2. Mr. D'Souza's services date from the 1st May, 1907, and he is, therefore, eligible for a pension in respect of fifteen completed years of service. The pension is computed at Shs:1,200 per annum, with effect from the 31st January, 1923, inclusive.

3. Pending the receipt of Your Grace's sanction to the pension recommended, I have authorized the grant to Mr. D'Souza of an alimentary allowance at the rate of Shs:960/- per annum from the date quoted.

I have the honour to be,

My Lord Duke,

Your Grace's most devoted and
most obedient servant,

J. A. S. Smith
GOVERNOR'S DEPUTY.

HIS GRACE

THE DUKE OF DEVONSHIRE, K.G., P.C., G.C.M.G., G.C.V.O.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET, LONDON, S. W.,

COLONIAL PENSIONS, &c.

ARTICULARS required to be furnished in reference to persons recommended for Superannuation, Compensation or Compassionate Allowances, or Gratuities on retirement.

(In filling up this Paper refer to the Instructions in page 4.)

Name of Applicant, **Mancelinho DeSouza**
 Office or Situation **3rd Grade Clerk, Public Works Department**
 Recommended for **a pension** of **Sh. 1200/-**
 Age
 Service in Years and Months **15 years 8 months and 30 days**
 Salary or Wages (Actual) **Sh. 4320-00**
 Emoluments **Value of quarters minimum** **Sh. 480-00**
 Total amount of Salary or Wages and Emoluments on which Superannuation, &c. is claimed **Sh. 4800-00 a year**
 Cause of retirement **Abolition of Office**

Dates of Commencement and Termination of the several Appointments held by Applicant with their Emoluments, distinguishing Salary from other allowances, and specifying such Allowances.

Title of Appointment	Date of Commencement	Date of Termination	Salary per annum Sh.
	1-5-07	31-3-08	1920
Grade Clerk Sh. 2160 by 20 to Sh. 2880 a year	1-4-08	31-3-09	2160
	1-4-09	31-3-10	2400
	1-4-10	31-3-11	2640
	1-4-11	31-3-12	2880
	1-4-12	31-3-13	2760
	1-4-13	31-3-13	2880
Grade Clerk Sh. 3000 by 20 to Sh. 3600 a year	1-9-13	31-3-14	3000
	1-4-14	31-3-15	3120
	1-4-15	31-3-16	3240
altered to Sh. 3000 by 180 to Sh. 3720 a year.	1-4-16	31-3-17	3420
	1-4-17	31-3-18	3600
	1-4-18	31-3-20	3720
altered to Sh. 3000 by 240 to Sh. 4320 a year.	1-4-20	30-1-23	4320

10. Whether each of the Appointments held by the Applicant has been on the Fixed Establishment of the Colony. **Yes**

11. Whether the duties of the several offices or situations held since the Applicant entered the Civil Service have been such as to require that the holder should give his whole time to the public Service. **Yes**

12. Whether holding any other Public Appointment, or receiving or claiming to receive any Public Money by Compensation, Gratuity, or otherwise. **No**

If any kind of Pension or other Allowance has been commuted under the Imperial Pension Commutation Acts, 1869 and 1871, the annual amount of Pension or Allowance commuted and the date of Commutation should be inserted.

None

14. Absence on ordinary Vacation leave, during each of the last 10 years

Year	Period of Absence	Number of Days	Cause of Absence
1916	28-9-16	1	Extension of leave half pay
1921	8-6-21	61	Extension of leave half pay
1921	8-8-21	2	Extension of leave without pay

15. Date of Cessation: **6th December 1922.**

(Granted leave, with pay, from 7-12-22 to 30-1-23).

16. Date of Cessation of Salary: **30th January 1923.**

17. Date from which, inclusively, Pension will Commence: **31st January 1923**

Statement, if the circumstances warrant it, that the Applicant "has discharged his duties with diligence and fidelity, to the satisfaction of the Head Officer or Officers of his Department," to be signed by any two of such Head Officers, if there shall be more than one, or by such Head Officer, if there shall be but one, together with "such a statement as will exhibit the merit, and value, and labour of the services of the Person recommended, embracing as long a period of his public service as can be authentically stated," and observations as to Special Services, Suspension, Reprimand, &c., with full particulars of any injuries received on duty, or other claims or matters for consideration.

Mr. M. DeSouza has discharged his duties with diligence and fidelity. He has carried out the duties of Accounts Clerk in the Public Works Department from the 1st of May, 1907, to the 30th of January, 1923.

Special Services :- Nil
 Suspensions :- Nil
 Reprimands :- Nil
 Injuries received on duty :- Nil
 Any other claims or matters for consideration :- Nil.

A. H. Smith

AG. DIRECTOR OF PUBLIC WORKS.

Computation, by the Treasurer, of the Pension, A

I certify that the pension which may be paid to the Applicant according to the Rules of the Colonial Service amounts to **One thousand and two hundred only (Sh. 1200/- a year,**

and I base my Certificate on the following calculation

of 1st Appointment - 1st May 1907
 of Retirement - 31st January 1923.

	Years	Months	Days
Actual Service	15.	8.	30.
Less: Deduct period of leave without pay,			2.
TOTAL	15.	8.	28.

onable service - 15 years
 salary and emoluments - Sh. 4800/- a year
 Whereof 15/60ths - Sh. 1200/- a year

R. M. ...

THE TREASURER,

NATRONI, 23rd MARCH 1923.

The Colony and Protectorate

S,

INSTRUCTIONS REFERRED TO ON PAGE 1.

If this Paper of Particulars and the Certificates connected with it, be not sent in original, the copies must be duly attested.

HEAD 1 OF PAPER—In the case of an Officer serving on the West Coast of Africa, a statement is to be added whether he is a native of that Coast. (Colonial Regulations, § 490)

HEAD 2—State the description of Allowance for which the Applicant is recommended, viz., Superannuation Compensation, Compassionate Allowance, or Gratuity, and its amount. In the case of Persons claiming an addition to their Pensions in respect of Professional or other special qualifications, this should be stated, and a reference should be given to the authority under which the claim is made.

HEAD 3—If the service has been interrupted by one or more breaks, the word "broken" should be added before or after the number of years and months, and the causes, dates, and circumstances of the break or breaks should be stated under heading 9.

HEAD 4—If the Person retiring has been in receipt of the same Salary, or in the class from which he retires for the 36 months immediately before the date of his retirement, the actual annual rate of Salary or Wages at that date should be inserted, preceded by the word "actual." In other cases the average annual amount of Salary or Wages for the 36 months next preceding the date of retirement should be inserted, preceded by the word "average," but if the whole period of service is less than three years, then the average for the whole period of service should be inserted.

HEAD 5—A separate statement should be inserted of the average Annual Value, for the 36 months immediately preceding retirement, of each Emolument (exclusive of salary or wages) which is claimed to be included in the calculation of the Pension or Gratuity.

Whenever the value of a House or House Allowance, so ascertained, exceeds one-sixth of the salary and other emoluments which count for Pension purposes, it is to be reduced to one-sixth of that amount, so that it shall not exceed one-seventh of the whole.

Fees which an officer is allowed to retain for his own use will be taken into account for Pension purposes, with regular salary, at the annual average of the net receipts of the 36 months next preceding the Officer's retirement. These net receipts are to be ascertained by deducting from the gross amount of Fees such Office Expenses, &c., as an officer may have had to defray from his own resources, in performing the services for which he was remunerated by Fees. No deduction, however, from the Fees should be made in respect of Office Expenses provided from Public Funds for the due discharge of those duties to which a Fixed Salary is annexed. Paper of "Particulars" when forwarded to the Colonial Department should be accompanied by formal declarations from the retiring Officers, showing the amount received by them for fees, and the amount defrayed as above for Office Expenses, &c., in each of the three years immediately preceding the retirement. It will be the duty of the Colonial Government concerned to satisfy themselves of the accuracy of such statements before forwarding them to the Colonial Office. In the case of Officers receiving Fixed Salaries and Fees, the Fees will not in ordinary circumstances be allowed to count for Pension purposes to the extent of more than one quarter of the Salaries, and Fees will not in any case be allowed to count for Pension purposes during any period in which the whole time of the Officer receiving them was not given to the Public Service.

HEAD 6—In cases of infirmity, if the applicant is below the ordinary age for retirement, a Medical Certificate is to be furnished showing that he is disqualified by infirmity of mind or body for discharging the duties of his situation, and that such infirmity is likely to be permanent.

In case of ten years' service or more, this certificate should be signed by two Officers, of whom at least one should, if possible, be a Salaried Officer of the Government.

HEAD 9—As to "broken" service see HEAD 5.

If the applicant has had any "acting" service, the details must be fully given, with statement whether or not, during the "acting" service, he was connected with the permanent Civil Service of the Colony.

HEAD 11—If, in special circumstances, a professional Civil Officer has been allowed to have "private practice" without forfeiting his claim to Pension, the facts are to be fully stated.

HEAD 14—If the Applicant is liable to any deduction from his service under Clause 102 of the Colonial Regulations, the facts should be fully stated.

HEAD 19—The length of service and other particulars of the computation are to be given. When an average of Salary, &c., is taken, the mode of calculating it (whether by months, &c.) is to be explained.

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C. D.
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D 26 533

22 Aug 1923

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Sir

DRAFT.

I have the honour to acknowledge the

Kenya
No. 1212
O.A.S.

receipt of your despatch No 973 of the

MINUTE.

19th of June, & to inform you

- Mr. Jewell 17.8.23
- Mr. Jeffries 17/8/23
- Mr. Davis
- Sir G. Grindle
- Sir H. ...
- Sir J. Masterton Smith
- Mr. Cramby-Gore
- Duke of Devonshire

that I approve the grant of
compensation allowance
a ~~passage~~ at the rate of

Shs 1,200 a year, with
effect from the 31st of Jan., 1923,
inclusive, to Mr. M. D. Souza,
late 3rd Grade Clerk, P.W.D.

(Signed) DEVONSHIRE