

1923

KENYA

590

FROM *Dep. Sec. Corchato*

980

DATE

21st June, 1923

35163

REC^d
RE 14 AUG 23

CIRCULATION:—

Mr. *Parsons*

Mr.

Mr.

Asst. U.S. of S.

SUBJECT

*Pension to M.F.X.P.
S' Sa.*

Perm^t U.S. of S.

Part^r U.S. of S.

Secretary of State.

*Recommends Sh. 1040 p.a
from 5th March, 1923, and
requests approval.*

Previous Paper

MINUTES

2 papers

*This & 35165 have given some
trouble as I raised the qn. whether
Salary should not be averaged, the
Salary of the grade having been altered
within 3 years of retirement*

*Mr. Jeffries has pointed out that
as the scale for all grade 3 officers
was altered on Apr. 1, 1920, it is
right to take the actual salary, as
given locally.*

? approve

J.H. May 16, 1923

acc'd. 16.8.23

alone

Aug 121 - 22 Aug 23

KTD

Subsequent Paper

KENYA.
NO. 980.



35163

591

REC^d GOVERNMENT HOUSE,
RE 14 JUL 23 NAIROBI,
KENYA.

21st 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.F.X.P.D'Sa, 3rd Grade Clerk in the Administration, who has been pronounced unfit for further service in this Colony by a Medical Board held on him in Nairobi on the 8th of November last. A copy of the proceedings of the Medical Board is enclosed for Your Grace's information.

2. Mr. D'Sa's services date from the 7th April, 1909, and he is, therefore, eligible for a pension in respect of thirteen completed years of service. The pension is computed at Shs.1,040/- per annum, with effect from the 5th March, 1923, inclusive.

3. Pending the receipt of Your Grace's sanction to the pension recommended, I have authorized the grant to Mr. D'Sa of an alimentary allowance at the rate of Shs.720/- per annum from the date quoted.

I have the honour to be,

My Lord Duke,

Your Grace's most devoted
and most obedient servant,

GOVERNOR'S DEPUTY.

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.

Final Pensions
Form.
Proceedings.

COLONIAL PENSIONS, &c.

PARTICULARS 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 Miguel Francisco Xavier Piedade De Sa
 Office or Situation 3rd Grade Clerk, Administration
 Recommended for a pension of Sh. 1040-00 a year
 Age _____
 Service in Years and Months 13 years 10 months and 26 days
 Salary or Wages (A c t u a l) Sh. 4320-00 a year
 Emoluments value of quarters minimum Sh. 480-00 a year
 Total amount of Salary or Wages and Emoluments on which Superannuation, &c., is claimed. } Sh. 4800-00 a year
 Cause of retirement Ill - health

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.	Allowances, &c.	Nature of Allowances, &c.
Clerk (Sh. 1920 by to Sh. 2880 a year).	7-4-09	31-3-10	2280		
	1-4-10	31-3-11	2400		
	1-4-11	31-3-12	2520		
	1-4-12	31-3-15	2640		
	1-4-15	31-3-16	2760		
	1-4-16	31-1-20	2880		
Clerk (Sh. 3000 by to Sh. 3720 a year)	1-2-20	31-3-20	3000		
tered to Sh. 3000 by Sh. 240 to 0 a year	1-4-20	4-3-23	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, Half-Pay or otherwise.

No

13. 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 so Commuted and the date of Commutation should be inserted.

None

14. Absence, beyond ordinary Vacation leave, in each of the last 10 years:—

Year.	Period of Absence.	Number of Days.	Cause of Absence.
1916/17	From 19-11-16 To 18-2-17	92	Extension of leave without pay.
19	"	"	"
19	"	"	"
1918	19-2-17 " 27-5-17	98	Extension of leave without pay.
19	"	"	"
19	"	"	"
19	"	"	"
19	"	"	"
19	"	"	"
19	"	"	"

15. Date of Cessation of Duty ... 21st December 1922

(Granted leave with pay, from 22-12-22 to 4-3-23)

16. Date of Cessation of Salary 4th March 1923

17. Date from which, inclusively, Pension will Commence... 5th March 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.

Certified that the applicant discharged his duties at the Resident Commissioner's Office, Nakuru, from February 1922 to November 1922 with diligence and fidelity and that he endeavoured to carry out his duties to the best of his ability in spite of his health.

R. ...
Ag. Resident Commissioner.

Computation, by the Treasurer, of the Pension, &c.—

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 forty shillings only (Sh. 1040-00) a year.**

and I base my Certificate on the following calculation:—

of 1st Appointment - 7th April 1909
of Retirement - 5th March 1923.

	Years.	Months.	Days.
Actual service	18.	10.	26.
deduct period of leave without pay		8.	8.
TOTAL	18.	7.	18.

able service - 13 years
salary and emoluments - Sh. 4800-00 a year
Whereof 13/60ths - Sh. 1040-00 a year

THE TREASURER,

NAIROBI, 5th June 1923.

R. ...
For Treasurer,
The Colony and Protectorate of Kenya.

Instructions.

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, § 430).

HEAD 3.—State the description of Allowance for which the Applicant is recommended, viz., Superannuation, 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, it should be stated, and a reference should be given to the authority under which the claim is made.

HEAD 5.—If the service has been interrupted by one or more breaks, the word "broken" should be used before or after the number of years and months, and the causes, dates, and circumstances of each break or breaks should be stated under heading 9.

HEAD 6.—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 7.—A separate statement should be inserted of the average Annual Value, for the 36 months immediately preceding retirement, of each Emoluments (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, as 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 the Public Funds for the due discharge of those duties to which a Fixed Salary is annexed. Copies of "Particulars" when forwarded to the Colonial Department should be accompanied by bona fide 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 a period in which the whole time of the Officer receiving them was not given to the Public Service.

HEAD 8.—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.

COLONIAL PENSIONS, &c.

PARTICULARS 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 **Miguel Francisco Xavier Piedade De Sa**
 Office or Situation **3rd Grade Clerk, Administration**
 Recommended for **a pension** of **Sh. 1940.00 a year**
 Age _____
 Service in Years and Months **13 years 10 months and 26 days**
 Salary or Wages (**A c t u a l**) **Sh. 4320.00 a year**
 Emoluments **Value of quarters minimum** **Sh. 480.00 a year**
 Total amount of Salary or Wages and Emoluments on which Superannuation, &c., is claimed. **Sh. 4800.00 a year**
 Cause of retirement **Ill - health**
 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.	Allowances &c.	Nature of Allowances, &c.
3rd Grade Clerk (Sh. 1920 by 10 to Sh. 2880 a year).	7-4-09	31-3-10	2380		
	1-4-10	31-3-11	2400		
	1-4-11	31-3-12	2520		
	1-4-12	31-3-13	2640		
	1-4-13	31-3-14	2760		
	1-4-14	31-1-20	2880		
3rd Grade Clerk (Sh. 3000 by 10 to Sh. 3720 a year) Altered to Sh. 3000 by 20 to Sh. 3400 a year	1-2-20	31-3-20	3000		
	1-4-20	4-3-22	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, Half-Pay or otherwise.

No

13. 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, beyond ordinary Vacation leave, in each of the last 10 years:—

Year.	Period of Absence.		Number of Days.	Cause of Absence.
	From	To		
1916/17	19-11-16	18-2-17	92	Extension of leave without pay.
19	"	"		
19	"	"		
19	19-2-17	27-5-17	98	Extension of leave without pay.
19	"	"		
19	"	"		
19	"	"		
19	"	"		
19	"	"		
19	"	"		

15. Date of Cessation of Duty ... 21st December 1922

(Granted leave with pay, from 23-12-22 to 4-3-23)

16. Date of Cessation of Salary 4th March 1923

17. Date from which, inclusively, Pension will Commence... 5th March 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.

Certified that the applicant discharged his duties at the Resident Commissioner's Office, Nakuru, from February 1922 to November 1922 with diligence and fidelity and that he endeavoured to carry out his duties to the best of his ability in spite of bad health.

R. Sedgwick
Ag. Resident Commissioner.

Computation, by the Treasurer, of the Pension, &c.—

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 forty shillings only (Sh. 1040.00) a year.

and I base my Certificate on the following calculation:—

of 1st Appointment - 7th April 1909
of Retirement - 5th March 1923.

	Years.	Months.	Days.
Actual service	13.	10.	26.
deduct period of leave without pay		2.	8.
TOTAL	13.	7.	18.

able service - 13 years
salary and emoluments - Sh. 4800.00 a year
whereof 13/60ths - Sh. 1040.00 a year

THE TREASURY,

NAIROBI, 5th June 1923.

R. Sedgwick
For Treasurer,

The Colony and Protectorate of Kenya.

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In case of ten years' service or more, this certificate should be signed by two Officers, 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.

EAST AFRICA PROTECTORATE.

Proceedings of Medical Board.

A Medical Board composed as under, assembled at Kitale
the 25th of November, 1922, for the purpose of considering
the Ophthalmologist's report on Mr. Miguel D'Sa, Sr., Private
Clerk, Administration.

President Dr. W.H. Keenlyde, Senior Bacteriologist.

Members { Dr. J.H. Thomson, Medical Officer.

Dr. J.A. Ross, Medical Officer.

The Board having assembled proceed to read the Ophthalmologist's report attached
are of the opinion that Mr. Miguel D'Sa should be discharged from Govern-
ment service owing to the condition of his eyes.

President }
Members }

W.H. Keenlyde
James H. Thomson
J.A. Ross

Remarks by P. M. O.— I concur

C.L. Cavallini
Principal Medical Officer.

Kitale, 11-11-22

Nairobi, 6th. November 1922.

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Ophthalmic Surgeon's report on Miguel D'Sa,

3rd. grade Clerk, Administration.

I certify that I examined Miguel D'Sa on 3/11/22 and 6/11/22. He complains of cloudiness of vision, eyes burning and sensation of pins and worms going into and out of his eyes.

On 3/11/22 R.V. without glasses was $\frac{6}{18}$ at 18 feet.

L.V. without glasses was $\frac{6}{24}$ at 18 feet.

Manifest hypermetropia plus '75 left. plus 1 Rt. eye, which is only a low degree and not high as stated by previous examiners.

He could only read with plus 2'75 B. lenses R. equal to no. 14 (E equal to '9 metre).

Left equal to no. 8 (equal to '9 metre). Therefore his sight both for distance and for near, appears to have deteriorated very much indeed since 25th. October.

Under Homatropine and Cocaine his refraction, is:-

by retinoscopy which is equivalent to correcting lenses of

R.E. plus $\frac{1}{25}$ Sph.
" $\frac{1}{25}$ cyl. exvert.

and L.E.

$\frac{0}{0}$
plus '50 sph ex Vert.

But his distance vision is not improved by any lenses and is made worse by cylinders.

Examination of fundi, lenses, cornea, and maculae discus shows that they are all normal with the exception of a very faint nebula of Rt. cornea which does not appreciably interfere with vision. Pupils dilate well. There are no signs of glaucoma such as increase or tension or cupping of the discs.

The eye lids (conjunctivae) are normal.

In conclusion there is no apparent reason for his apparently increasing amblyopia since he does not admit to excess in tobacco, alcohol, or other poisons, no history of Syphilis.

He is of a neuritic type, very much concerned about his health, and chronically constipated.

He has apparently lost all colour sense and cannot distinguish red, green or blue - says every thing appears to be bluish black. His field of vision for white appears to be very greatly contracted but there is no central scotoma.

I am unable to determine whether there is, or is not a certain amount of exaggeration of symptoms but my opinion is that he will be useless in any Govt. Service and should be discharged forthwith. It is not possible to say that his failure of vision is due to his Service in this country. His amblyopia may possibly be due to some obscure central cause, since the Ophthalmoscope does not give any assistance in diagnosis.

Sd/- C.H.R. Pentreath.

Ophthalmic Surgeon.

Gov. Kanya
35168/23

598

JB

22 Aug 1923

DRAFT.

Sir

copy no 1213
OAG

I have the honour to acknowledge the receipt of your despatch No 980 of the

MINUTE.

21st of June, to inform you that

Mr. Jewell 17.8.23

Mr. Jeffries 17/8 JB

Mr.

Mr. Davis

Sir G. Griddle.

Sir H. Read.

Sir J. Masterton Smith.

Mr. Osborn-Gore.

Duke of Devonshire.

I approve the grant of a pension at the rate of Shs 1,000 a year with effect from the 5th of

March, 1923, inclusive, to Mr. M. F. X. P. D'Sa late 3rd Grade

Clerk with Administration.
(Signed) DEVONSHIRE

2/1/23