

EAST AFR. PROT

42111

1914-15

Governor
Giffard

838

1914

19th September

Last previous Paper

GRATUITY FOR MR E. SOLOMON
POSTAL CLERK

Gives particulars of case. Govt of India are prepared to grant pension if Prot will pay small gratuity say of £10. In view of assistance given in recruiting of clerks by Govt of India recommends payment.

W. J. Harris

To Recd This is a hard case and we could be very much to stretch a point & give a gratuity. The expense of such a precedent could not be very great & my only doubt is about - e.g. Uganda, where the precedent ought to be equally binding & here the question of Treasury Control comes in.

The Governor deserves a £10 gratuity as honorarium, but it is greater than Mr. Solomon would have been qualified for if the 15 year rule had not existed. His service may be taken as 5½ years (allow few days short) and - assuming that the half year can be counted - 5½ years at £80 a year for £9.3.

It will not serve to grant a concessionary gratuity, as what has been done is a precedent on

Mr. Giffard
Post C.
revised
1/11

Last previous Paper

453162

May 2nd 1904

The Governor's course is to rule, on the analogy of the 1887 Act, that where total service is greater than 15 years a gratuity may be given on account of E.A.S. service even if that service is less than 10 years provided the man ^{has been} ~~has not~~ permanently so employed. The gratuity to be calculated on the basis of the 1887 Act, & similarly to be admissible without prior reference to or in any case in which part of the E.A.S. service has been on deputation (the post staff is considered permanent).

If this is acceptable, we must have a letter of instructions to

Add 3/1904

In this connection I think we ought to consult the Governor again.

There seems to be a certain doubt whether this man really comes within the Subordinate Pensions Regulations.

My first effort was made to persuade the Government of India to let some of these people go. I should have thought that special arrangements would have been made for securing ~~him~~ continuity of service. If so I would be inclined to treat his case as a special case falling outside the Regulations. If there is an understanding with the India Office in this case I should not merely give a gratuity but recognise a certain claim to pension (^{on} ~~as~~ ^{for} his)

In order to elicit the facts it might be well to ask the India Office as well as the Governor.

EAST AFRICA PROTECTORATE.

42111

595

GOVERNMENT HOUSE,
NAIROBI,

BRITISH EAST AFRICA.

No. 837.

September 18th, 1914.

Sir,

1. I have the honour to inform you that a case has arisen in which a clerk named E. Solomon, who was recruited by this Government from the Postal service of the Government of India and was subsequently retired from the Protectorate service on the grounds of ill health, will suffer hardship if the strict letter of the regulations is applied.

2. Mr. Solomon was on the permanent establishment in India and his services were transferred to the permanent establishment of East Africa at a time when the Postmaster General was experiencing the greatest difficulty in

obtaining

THE RIGHT HONOURABLE

LEWIS HARROD, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

DOWNING STREET,

LONDON, S.W.

obtaining suitable clerks. After four years and five months service in East Africa he went on leave. During that period his health gave way and he was unable to return to his post after the maximum of sick leave had been granted to him.

3. His application for pension or gratuity was met by the answer that he was entitled to neither under the regulations in force in East Africa, as his salary was less than £100 a year and his service in East Africa was less than 15 years.

4. The Indian Post Office authorities then took up the matter, stating that they were prepared to grant Mr.Solomon a pension, in respect of his Indian service but that it was an essential condition that he should receive a gratuity upon retirement from East Africa. They emphasised the fact that Mr.Solomon would suffer a grievous hardship if, through his failure to obtain a small gratuity from this Government, he should forfeit a pension from India in respect of his previous 14 years service there, and they expressed the hope that, in view of all they had done to assist this Government to obtain Postal Clerks and Telegraphists, sanction

sanction would be given for the payment of a gratuity.

5. A nominal sum, say £10, would apparently meet the case, and as the Protectorate is much indebted to the Government of India for their assistance in obtaining clerks at a time when they were practically unobtainable locally, I trust you will be able in the special circumstances of the case to sanction this payment.

6. Mr. Solomon was in the service of this Protectorate from 22nd September 1906 to 12th March 1912 and his salary when he retired was £30 a year.

I have the honour to be,

Sir,

Your humble, obedient servant,

Haway/Begied.

GOVERNOR.

Book 42111/1914
E.A.P.

563

10 November 1914.

DRAFT

E.A.P.

No. 996
for Mr H. Belfield.

MINUTE.

M Harper 6/11/14
Bottomley 7/11/14

H. Harris

S Read

G. Fiddes

H. Just

J. Anderson

Linnell Longton.

Mr. H. Green

I have the honour to
acknowledge the receipt of
your despatch No 37
of 18th Sept. — and
~~inform you that~~ on the
subject of the position
of Mr E. Solomon,
late Clerk in the
Postal Dep't, on his
retirement on the
ground of ill health.

2. Before coming

to

drafts

to a decision on
the matter I shall
be glad to be
informed whether

no special arrangements
were made with the

Govt of India for the

time Mr. Solomon's

services were obtained,

with a view to securing

to continue his
service for the
purpose of retaining

allowance. If
(any such arrangement

or in the course of other
correspondence intimated
to the employment in
East Africa of other
local porters etc.

was made it would
appear that Mr. Solomon
is eligible not merely
for a gratuity but
for a pension in
respect of his service
in the field? [89]

A. I have found a similar
arrangement in none of the India
files.

Govt. 42111/1914

E.A.P.

550

10 November 1914

DRAFT

W.C.S. of
India Office.

MINUTE

Mr. Harper & Higgs
Mr. Patterson
Mr. Samuels
Mr. Head
Mr. Justice
Mr. Justice
Mr. Justice
Mr. Harcourt.

Sir,

I am to transmit to you to be laid before the Marquess of Kew, the accompanying copy of a despatch from the Govt. of the U.S.A. on the subject of the position of Mr. S. Solomon, late Clerk in the Postal Dept., on his retirement on the

18 Sept.

837-

24th

Ground of ill health.

2. Mr. Tarrant would
be glad to be informed if
any record exists as to whether
any special arrangement was
made when Mr. Solomon's services,
~~or those of the subordinate members of the executive party~~
were obtained by the Post, & the ^(service of his)
Exch. with a view to securing
the continuity of his service.
~~it appears when that Mr. Solomon
in which event it would~~
~~appear that he is eligible~~
~~for a gratuity from the~~
~~funds of the Post.~~

Very truly yours,

W. H. Tarrant, State