

1911

EAST AFR. PROT.

C.O.
4037

Rec'd

12-16-15

SUBSISTENCE ALLOWANCES
FOR OFFICERS ON 2ND CLASS AGREEMENTS

States that the D.C.A. has paid travelling expenses, including subsistence, to officers on 2nd class agreements. The D.C.A. to whom the officer has been turned over in the affirmative is unable to agree as to the amount for ruling. In view of the fact of concurrence has provisionally restricted the continuance of the allowance.

See Miller

I am sorry to be compelled to do this again, but I must have it done. The dealing with the date of 1911. Please see that it is not a mistake. There is no a "double" mistake. Para 57.

Claim for 6 days of subsistence £20.00.
 In September, October, and November 1911.
 8th day, so far as I can get it from the form
 form, to make it clear that there should
 be claim, as of right, to the amount mentioned
 but it was not included but said otherwise.

Should it continue to be practicable
in effect, they have agreed to provide
for such bills inform their firms to the
West, and say this. When the practice
of rendering allowances is finally settled,
the parties had better be separated by
the course of doing so all year.

Before doing so, however, the parties
will have to decide whether all the
allowances will be rendered by one party

and provided by another, or rendered by
one party by means of bilateral allowances
for cases of rendering allowances with
the other, or whether the same
allowances should be rendered by
one party and the other party have
to make up the difference.

Also, May the, compensation, and
allowances, and indemnification, and such an

allowance should probably be included
in the agreement as part of the
arrangement, just as local allowances
in the case of giving the bank
house allowances. As it is now
proposed, it is not likely to be adopted.
It would be difficult to get the firms
to agree to do so, and it would be
difficult to get the firms to do so.
The parties may, however, determine
to have their firms to submit to
the jurisdiction of the court.

W. H. Shoberman
W. Read

Feb.

F.O
40373

GOVERNMENT HOUSE
NAIROBI

REGD. B. F.C. II.

BRITISH EAST AFRICA

November 24th, 1911.

271

(Enclosure 6)

SIR,

I have the honour to transmit herewith copies of correspondence which has passed between the Local Auditor and the treasurer on the subject of subsistence allowances hitherto paid to officers engaged by the Crown Agents on 2nd class agreements. The sum of £1,000 per month which amounts shortly after certain travelling expenses include allowance of the Director of Colonial Stores on the same rate per day. In consequence of this practice and its consequent difficulty I submit the matter to your ruling. It may be observed that the practice at present adopted by the Government of the Colony is to pay allowances at the same level as those paid to the members of the Royal Engineers, and similar allowances are recognized by Colonial Office regulation No. 224. It has further been the practice in this Protectorate since the Government assumed control from the Imperial British East Africa Company to pay subsistence allowances to

HONOURABLE

M. HARGOOD, P.C., M.P.,

SECRETARY OF STATE FOR THE COLONIES,

10 KING STREET, LONDON, S.W.1.

to all officials travelling on duty, irrespective of whether they were on the permanent and pensionable or temporary establishment, unless it was expressly stated in the terms of their appointments that such allowances were not to be paid, as in the case of officers of the King's African Rifles and of the Geographical and Topographical Branch of the Survey Department, and the mere fact that it is officially stipulated that these officers are not to receive subsistence allowance when travelling makes it reasonable to infer that the practice of paying no allowances to other officers is in order.

2. A somewhat similar query to the present one was raised by the Audit Department in 1871, with the result that the Secretary of State for Foreign Affairs directed that the payment of Rs. 1.5/- per day being paid to officers when travelling on duty. In the same year Sir J. Hardinge, the Commissioner, placed on record that a subsistence allowance of Rs. 1/- a day would be paid to members of the subordinate staff, but so far as can be traced there is no actual authority for the payment of this allowance.

3. In some of the more recent agreements entered into between the Crown Agents and the Assistant Surveyors of India it is specifically stated that a subsistence allowance of Rs.

Rs.3/- per diem will be paid, but in other agreements this paragraph is omitted.

5. If such substance allowances were to be abolished it would represent disbursement of money which every student is concerned we should incur even greater difficulties in obtaining sufficient time to experience in the East.

In view of your correspondence or privately mentioned the importance of this change and I trust my act, will meet with your approval.

Leave the letter to be

SIR,

To his, student regard,

GOVERNOR

IN OSURE

In Despatch No. 655 of 20th August 1911.

Copy.

Audit Office, 273

Nairobi, 30th August 1911.

40575

Sir,

I have the honour to forward herewith copies
of correspondence with the Director of Colonial
Audit on the subject of subsistence allowances of
officers engaged by the Crown Agents, and
agreements.

The Undersigned President of the Board
allowances have been paid
in accordance with which
it would be well to see all
enemies to the year shall be done
titled unless the sanction of the Secretary is
obtained for any special basis, and that reference
should be made to the Secretary of State to ask
whether payments made in the year should be
submitted.

I have etc.

sd. J. A. M.

Acting Auditor.

The Hon. Ag. Treasurer,

Nairobi.

Copy.
m.137
Colonial Audit Department,

44 Charing Cross,

London, S.W.

1st July 1911.

RECEIVED

have the honour to state

that under No. 18/1 L/Sc of the 1st of

last month, in which notice of the

trial, and entitled to

allowance, you, in reply, by

understand that paragraph

with officials engaged by the

referred to make it clear

we no claim to such an allowance

is considered in making the same, by

of special circumstances, in particular

the fact that in the present

case the amount of indemnity

would be less than the sum of the

allowance of £100.

I have etc.

Yours truly A. E. STEPHENSON

The Acting Auditor

1911.

COPY.

Audit Office,
Nairobi,
20th May 1941.

275

No. 48/131/58.

C O
40373

SIR,

I have the honour to ask for a ruling on the following question in connection with Travelling allowances.

Para 5 of the form of agreement for officials engaged by the Crown Agents Class 2 reads:-

"When travelling away from his station, the person engaged shall be provided with transport or the usual and necessary expenses."

Local transport including porters and camp equipment is provided at Government expense and the question now arises whether this agreement is intended to grant, in addition, to persons engaged under it the Subsistence Allowance which is granted to officers of the permanent establishment.

I have etc.

W. A. KEMPE

Acting Auditor.

The Director of Colonial Audit,

41 CHARLES CROSS,
London, S.W.1.

276

The Treasury.

Saturday, 4th September 1911

C.O.

40373

Sir,

I have the honour to acknowledge the receipt of your letter No. 257/58 of the 30th August in regard to Subsistence allowances to officers engaged by the Crown Agents on class 2 agreements.

2. I observe that the Director of Colonial Audit is of opinion that such officers are not entitled to subsistence expenses, but would point out that paragraph 5 of a class 2 agreement is identical with paragraph 5 of a class 1 agreement, and would therefore presume if the Director of Colonial Audit's opinion extends to officers on class 1 agreement.

I have etc.

sd. H. P. ESPIE

Acting Treasurer.

The Acting Auditor
Nairobi.

Hon. Ag. Treasurer,

The Director of Colonial Auditor's ruling has been given on "the Agreement with officials engaged by the Crown Agents" which clearly includes officers engaged under both classes of agreement.

Will you please send my letter No. 257/58 of 30-8-11 to apply accordingly.

sd. M.A. KEMPT

Acting Auditor

5-9-11.

COPY.

Audit Department,
Nairobi,
23rd September 1911.

40373

Rec'd
D-18-11

Dear Sirs, I beg to call your attention
to the following statement made by Mr. L. E. T. Lyle, Esq., M.P.,
in his speech to the members of the House of Commons on the 1st of October.
He said "I have been asked to say that the
Government has been advised to take the
action of the Committee of Enquiry in
the matter of the fire at the
Government Offices in Nairobi, and
I request that I say nothing more to what
has been said in the House".

I have done

E. W. McHARDY,

For Acting Auditor

The Honble

The Acting Treasurer
Nairobi.

The Treasury,
Nairobi, 30th September 1911.

Ref. No. 1771.-

C O
40373

Recd
R. C. S.

SIR,

I have the honour to acknowledge the receipt of your letter No. 381/98 of the 3rd instant in regard to Travelling Allowances to officers engaged by the Crown Agents.

On the receipt of your letter dated 30th August I immediately caused command allowances to cease in deference to an express order by the Director of Supplies.

As you are doubtless aware the question of Travelling Allowances is a very hot topic of very considerable interest both with the Colonial Office, and I was unaware of the existence of any ruling to the effect that temporary officers were to be treated differently from permanent officers in regard to Travelling Allowances. I shall take an early opportunity of going into the matter.

I have the honour to remain,

sd. Henry P. Leslie

Acting Treasurer.

The Acting Auditor,

Nairobi.

for Est.
40378

279

D.O.
12 FEB
13

13 Feb 40

DRAFT

as per

the 1st proposal

REMARKS

1. 1/2% of

Salaries & Com. 1/2%
in present

2. Present

3. Mr. H. J. Hall

4. Mr. J. Anderson

5. Mr. E. C. Pitt

6. Mr. Harapogian

the peak of small

allowance to officers equivalent

2 classes 5% class 1

1 class 4% class 2

as stated by Compt of

Compt of Salaries

of 1939 being based on 1938

as shown in my last, before

turning up in its present

form it makes it clear that

officers regard a such agreement

as to claim as of right
to allowances, or other
benefits, all

of time and intended
to those who have
not been allowed shall
not entitle them
to a case in which they
allow
work in front of the parties.

Upon the question of handling

allowances which is in
wide discussion has been
finally settled, the parties
should be separated by
the use of a barrier
stating clearly what gives
entitlement to handling

barrier, and at what

at it would
you appear, however, that some confusion has arisen
from our failure to
clarify the concept
involved in a barrier
and the right to
handle, or a party
not to push them
incurred allowances
ordinarily ~~in~~ ⁱⁿ handling

allowances, but allowances
allowable to the ~~party~~ ²⁸⁰

sense of a daily allowance
from a certain place such
as Cleveland from Rock
Corners, mediation of the
question that the day an

allowance handling is not
by extension allowable to
~~but an all~~ ^{any}
the latter being ~~not~~ ^{and now} ~~proper~~ ^{proper} to ~~apply~~ ^{apply} to the ad-

offer's equipment as part of the
compensation for my work, first

as these allowances are written
in the case of these parties

to draw back allowances and
not furnished with barriers.
As you know and I have

not specified
to you, but ⁱⁿ any
one or two of those allowances
will be ^{will} ~~be~~ ^{be} ~~be~~ ^{be}
a steady source to me

a premium of less than ~~less~~ ^{than} ~~less~~ ^{than}
Clemmons ~~and~~ ^{and} ~~and~~ ^{and} ~~and~~ ^{and}

equal had you all got

What has all any the

people who have been

accustomed to think an

otherwise of the nature.

in order that the laws

should now be allowed

and agreed to have them

kept and supported by the

the state.