

EAST AFR. PROT.
No. 40393

C. O.
40393
REC'D
REC-13 NOV 05

No. 558
1905
Oct 14
at previous Paper.

(Subject.)

Secondment of ^{my} C.W. Keligan
Asst. Collector.

In copy letter from him, asking if year during which he was seconded from Post- service counts towards pension. Asks for ruling.

(Minutes.)

Mr. Read

The rule under which this officer was seconded is No 12 in

475
Col. Reg. 132 says "Advance without salary will not be granted for him with certain exceptions in calculating his pension. It would seem that to allow an officer to take 12 mo leave in addition to the ordinary leave is a considerable concession, & that we should not allow the pension to suffer for pension."

Jayne
C.A.H.

Mr. Harris

Yes, we should not allow the pension to suffer for pension.
H. S. R.

(C.F.A.)

at subsequent Paper.

I quite agree. But I also took the
 precaution of looking up the old cases.
 An old practice is clear - see for instance
 in 4023. C. Juniper Trinidad.
 18402/86 S. Leone -
 75/884 Immigration - Mauritius.
 Such cases as S. 2905⁸⁴ Mauritius are
 so very exceptional, that we must not take
 them as a precedent.

ask Mr Johnson see the draft, to be
 sure that the modern view is not out
 of accord with the older one!

(24)
 23 Nov

I agree but as Mr. E. is inclined
 to a "break" in our "modern" pension
 rules for the Crown Colonies provide
 that where service has been
 interrupted by ill health or other
 cause not due to voluntary
 resignation, the previous & later
 service count as continuous
 for pension purposes though of course
 the intervening period does not
 count.

S. W. 25/11
 I have slightly altered the draft
 accordingly 27/11/11

40333 486

Commissioner's Office

Mombasa,

October 14th 1905.

EAST AFRICA PROTECTORATE.

No. 558

Sir,

I have the honour to transmit to you herewith a copy of a despatch in which Mr. Meligan, Assistant Collector, asks whether the year during which he was seconded from the Protectorate service counts towards pension.

As there are two or three other officers in the same position as Mr. Meligan, I should be grateful for a ruling on this point.

I have the honour to be,

Sir,

Your most obedient,

humble servant,

J. J. Fallon

Acting Commissioner.

M. Principal Secretary of State
for the Colonies,
Downing Street,
LONDON.

*Meligan
Appendix 1st.*

COPY.

COLLECTOR'S OFFICE

REC

Mombasa,

September 1st, 1905.

40333
Recd 13 NOV 05

Sir,

I have the honour to request you to be so good as to inform me on the following:-

I was sent home on sick leave in December 1903, not getting well by the end of my sick leave I was seconded for one year on no pay from February 3rd 1904 - February 3rd 1905, being promised the next vacancy after February 3rd 1905 with my former seniority. I was reinstated on April 1st 1905, with my former seniority.

Does the year I was seconded count as service towards my pension or not ?

I have &c., &c.,

Sd/- C.W. Neligan,

Acting Collector.

M. Sub-Commissioner,

M O M B A S A .

Comma
40393

E. A. P.

428

DRAFT.

E. A. P. No 543
O. A. G.

1 December
Thursday

Sir I have the honor to acknowledge the receipt of your order of the 14th ult and to inform you that in accordance with Ad. Reg. No 132 the period during which Mr. C. W. Nelson & other officers have been granted leave of absence in respect of the ordinary period, and without pay, will not be counted in their favour in computing their pension.
I should add that it must be con.

MINUTE.

- Mr. ^{24/11} ~~W. J. Johnson~~ 25
- Mr. ²⁷ ~~Read~~
- Mr. Antrobus, ²⁷ ~~27~~
- Mr. Cox.
- Mr. Lucas.
- Mr. Graham.
- Sir, M. Ommalley.
- The Duke of Marlborough.
- Mr. Lyttelton.

See further minutes
See