

EAST AFR. PROT.

C. O.
2754

Recd
Jan 25 JAN 13

2754 ¹²/₁₃

Jan 4/11.
P.S.

ernor
field 896

Date.
1912

December

previous Paper.

DUTY ALLOWANCES

Raises question as to the limits of time within which they may be drawn and the date on which an officer should be held to have vacated his post in so far as any allowances granted for the actual performance of the duties thereof are concerned. Asks if any general ruling. Sends list of offices to which allowances are attached.

W. Dwyer

as the duty allowance system was
altered from West. I expect you have
had a notice of this point. Would
you please put up any papers
which will enable me to reply
to this enquiry?

A.P.P.

25/1/13

Mr Parkhurst,

In West Africa a duty allowance is only payable to an officer when he is actually performing the duties of the office to which it is attached - see General Conditions of Service Africa West 759 & 8; also for 23836/09 Road & Co. 494/10 W.A.F. & minutes on 18914/97 L4002, L 20201/98 (amb.)

When an officer is incapacitated by illness the above rule may be relaxed at the Gov's discretion - see despatch to Livingstonia W.A.F. 27 Sept 10 for 26432/10 (amb.)

As regards the @ class in para. 3 the case

Nigeria 49
Lomb 10

19884/12

Subsequent Paper

14357

of many Vagr. officials, wd. be in point if we
knew the practice but we don't. I fancy however
that they must draw up to the date of embarka-
tion generally, although this may not be the case
as regards the Chief Commr of Antislavery Board
who quits his dependency some days before embarka-
tion. On the other hand he might be called to Accra for consultation.

In Nohig., before the Rly, Duty pay stopped at
Lokoja or began there on return, this being the last
or first, as the case might be, port of call within the
Port^o boundary & separated from the ocean steamer
by several days travelling on a river steamer. (Cont Handing
Order No 30.)

Dr Kennan, Senior Assy. Officer for both Ashanti
& Sapele, is allowed to draw his Duty pay while
on the voyage between these 2 places. 1624 W.A.

~~W.A. practice~~
~~W.A. practice~~

1872/81

W. B. Sturley.

Have spoken to Mr. Baeges about
this. I understood that the
W.A. practice is that a man ceases
to draw his Duty pay on leaving
the coast - or port of embarkation,
whatever that happens to be
(e.g. not the coast in N. Nigeria).

?ack receipt - say that
W.A. practice is for an officer
to draw ^{the} Duty pay of his office
up to the day prior to that on which
he embarks from the Colony -
& that he begins again to draw
it from the date of his arrival
in the col. at the port of disembarkation -
say that this should be the practice

adopted in East - & added in last
part of para 2 of M. in N. Nigeria
paper - G.O. 26232/10 - as to the 763
drawing of duty pay by an officer
incapacitated through sickness.

to lay down the same rules for
Uganda, Nyasaland & Somaliland.

[It seems rather absurd that a
Uganda officer should start drawing
duty pay at Mombasa & a
Nyasaland officer at Chinde -
but so long as those are the
"ports of embarkation" for these
2 Pts, it is ~~not~~ illogical to
substitute the more obvious
arrangement of letting Uganda
duty pay start from date of
landing on Uganda soil & Nyasa-
land duty pay from date of
landing in the Nyasaland
Pt.] All 31/1/13

Richard G. Fiddes

There is no difficulty as regards the E.A.P. and, although
with some hesitation, I agree that the same principle
may be applied to Uganda & Nyasaland - i.e. that
Mombasa & Chinde respectively should be the points
fixing the payment of duty allowance. It would of
course

could be thought by substituting "date of
arriving ^{at} the port of disembarkation" for "date of
leaving" the part of "disembarkation" to avoid
the word "leaving" ^{set}
over the point raised by Mr. Parkinson, but
for simplicity (as resident service & leave
date from Mombasa & Chinde) I would proceed
as he proposes.

W.L.S. 4/2

I see no difficulty in adopting Mr. Parkinson's
suggestion at (A), which seems to me to be
more logical than the other. If we
take date from arrival or departure from
Mombasa & Chinde, then, in the case of Uganda
Officers returning or arriving by the Nile,
we ought to date from Khertoum, which
is regarded in these cases as the port of
disembarkation or arrival - but, as an officer
may spend 12 days or more in going from
Uganda to Khertoum & vice versa, it is
too much to expect his deputy to
act for this period for nothing.

H. S. S.

It means more trouble for the ^{4/2}
Accountants but I agree that A is preferable.
Alonzo P.M. 5

C. O.
2754 764
REC'D
25 JAN 13

GOVERNMENT HOUSE
NAIROBI,
BRITISH EAST AFRICA.

EAST AFRICA PROTECTORATE.

December 28th, 1912.

No. 896.

Sir,

With the partial introduction of the scheme put forward by the Tropical African Services Committee in regard to increments and duty pay a question has arisen as to the limits of time within which the latter may be drawn and the date on which an officer should be held to have vacated his post in so far as any allowances granted for the actual performance of the duties thereof are concerned.

Lists
2

2. The matter has doubtless been already settled in other Colonies and Protectorates and I deem it of importance that our practice should be in accordance with any general ruling which obtains elsewhere. I have therefore the honour to solicit your instructions on the point.

There

THE RIGHT HONOURABLE
LEWIS HARCOURT, P.C., M.P.,
SECRETARY OF STATE FOR THE COLONIES,
DOWNING STREET,
LONDON, S.W.

3. There would appear to be two main alternatives, (a) to treat an officer's service for duty allowance as ceasing on the day on which he hands over charge of his provincial, district or departmental office, or (b) to consider him as on duty up to the date of embarkation. Of these alternatives I am inclined to favour the former as it seems reasonable that the officers, who are actually doing the work, should receive the duty allowances, which were in fact specially instituted to take the place of acting pay. In the case of District Commissioners, whose duty allowances are actually attached to certain definite posts in order to prevent any confusion as to which Assistant District Commissioners are entitled to draw them, there would be no difficulty.

4. Certain other officers however might actually be on duty after handing over their headquarters. A Provincial Commissioner for instance might be summoned to Nairobi when proceeding on leave in order to discuss matters of importance, the Principal Medical Officer or Postmaster General might and very probably would make a departmental inspection at Mombasa before embarking, and other circumstances may be imagined in which an officer would be at work
until

until the date of his departure from the Protectorate.

5. However, as I have stated above, these points have in all probability been settled elsewhere, and uniformity of practice would appear to be the object which we should endeavour to attain, whether it involves a rigid adherence to either of the two alternatives suggested or could be modified to differentiate between officers whose official duties would naturally terminate on handing over to their successors and those whose responsibility would only cease on embarkation.

6. In case such differentiation should be approved I attach two lists showing the two classes into which I would suggest dividing those members of the service, whose appointments carry duty or other special allowances.

I have the honour to be,

Sir,

Your humble, obedient servant,

H. Conway / Received.

GOVERNOR.

INCLOSURE No. 2

In O.P. No. 896 of Dec. 28th 1912
2754
25 JAN 13

List 'A'.

Officers drawing Duty Allowance while actually discharging the duties of their posts.

Secretariat.

Clerk of Councils.
Editor, Official Gazette.

Provincial Administration.

6 Provincial Commissioners (3 Special Allowances £60)
33 District Commissioners.
*Officer-in-Charge, Northern Frontier District.
*Ag. Provincial Commissioner, Jubaland.
Special allowances £150.

Treasury.

Assistant Treasurer, Mombasa.
Assistant Treasurer, Kisumu.
Secretary, Tender Board.

Judicial.

5 Magistrates.

Police.

Sub-Inspector in charge of Finger Print Bureau.
Staff Officer, Inspector General of Police.

Medical.

Medical Officer of Health, Nairobi.
Medical Officer of Health, Kisumu.
1 Nurse (Sanitation Department. Special £40)

Military.

8 Company Commanders (6 3rd Battalion and 2 1st Battalion).
Adjutant and Quartermaster.

List 'A' (Contd.)Post Office
& Telegraphs.

7 Second Class Postmasters.

Land Office.

Rents Clerk.

Coast Land
Settlement.

Deputy Chairman Arbitration Board.

SPECIAL ALLOWANCES.Provincial Ad-
ministration.Entertainment allowance to Provincial Com-
missioner, Seyidie.4 Local allowances to Asst. District Com-
missioners in Northern Frontier Dis-
trict.2 Travelling allowances to Labour Inspect-
ion Officers.Allowance to Clerical Staff, Northern
Frontier District.Medical.Ration allowance to Medical subordinates
in Northern Frontier District and
Serenli.Agricultural.Entertainment allowances to Managers,
Naivasha and Nairobi Stock Farms.

List 'B'.

Officers drawing Duty Allowance up to
date of embarkation.

H.E.The Governor

H.E.The Governor.

Chief Clerk and Stenographer.

Secretariat.

Chief Secretary to the Government.

Assistant Chief Secretary.

2 Senior Assistant Secretaries.

2 Junior Assistant Secretaries.

Treasury.

Treasurer.

Deputy Treasurer.

Customs.

Chief of Customs.

Deputy Chief of Customs.

Port Office.

Port Officer.

Audit.

Auditor.

Senior Assistant Auditor.

Judicial.

Chief Justice.

First Puisne Judge.

Second Puisne Judge.

Registrar Appeal Court.

Administrator
General.

Administrator General.

List 'B' (Contd.)

<u>Attorney General.</u>	Attorney General.
<u>Police.</u>	Commissioner. Assistant Commissioner. Quartermaster.
<u>Prisons.</u>	Inspector General of Police & Prisons. Inspector of Prisons. Quartermaster of Police as Quartermaster of Prisons.
<u>Medical.</u>	Principal Medical Officer. Deputy Principal Medical Officer. 2 Senior Medical Officers. Chief Sanitation Officer. Medical Officer of Health, Mombasa.
<u>Education.</u>	Headmaster Mombasa "C" School.
<u>Transport.</u>	Director of Government Transport.
<u>Military.</u>	Commandant. Second in Command. Paymaster 3rd K.A.R. as Accountant of Volunteer Corps. Staff Officer, Volunteer Reserve.
<u>Post Office & Telegraphs.</u>	Postmaster General. Money Order Accountant.
<u>Railway.</u>	General Manager.
	Agricultural.

List 'B' (Contd.).Agricultural.

Chief Veterinary Officer.

Deputy Chief Veterinary Officer.

Forest.

Conservator of Forests.

Survey.

Deputy Director of Surveys (Cadastral Br.)

Chief Clerk & Accountant (Cadastral Br.)
(Special allowance £24)Land Office.

Land Officer.

Assistant Land Officer.

Conveyancer.

Public Works.

Director of Public Works.

Deputy Director of Public Works.

Chief Accountant.

Government Architect.

Chief Storekeeper.

Quantity Surveyor.

4 Executive Engineers.

Coast Land
Settlement.

Recorder of Titles.

Registrar of Documents as Registrar
under Land Titles Ordinance.

Gov. 2752 $\frac{2}{13}$ Cal

C.D.
R. GFEB
D. 2

22

DRAFT. Cal No. III

Gov. H. Conway Belfast.

7 Feb 1913.

MINUTE.

- Mr. accs of M. J.
- Mr. Bostonly 6
- Mr. Reed 6
- Sir G. Fiddes.
- Sir H. Just.
- Sir J. Anderson.
- Lord Emmott.
- Mr. Harcourt.

Si.

Shavette & know to act. the
 receipt of your disp. No. 896 of
 the 28th of December &
 to inform you that, in
 accordance with the
 practice which is adopted
 in the West African Colonies,
 an officer should draw
 the duty ~~part~~ ^{allowance} attached
 to his appointment from
 the date of ^{his} arrival in the
 S.A.P. - i.e. the date of

20/11



Gov. 2752 $\frac{2}{13}$ Cal

82

DRAFT.

Cal No. 111

Gov. H. Conway Belfast.

7 Feb 1913.

Li.

MINUTE.

Mr. accs 6/13
 Mr. Bostwick 6
 Mr. Reid 6
 Sir G. Fiddes.
 Sir H. Just.
 Sir J. Anderson.
 Lord Emmott.
 Mr. Harcourt.

Shavette & honor to ack. the receipt of your disp. No. ~~111~~ of the 28th of December & to inform you that, in accordance with the practice which is adopted in the West African Colonies, an officer should draw the duty ~~pay~~ ^{allowance} attached to his appointment from the date of ^{his} arrival in the S. A. P. — i.e. the date of

2M

of disembarkation at
Mombasa - until
the date of his departure
from the Pt. - i.e. the
date of embarkation at
Mombasa.

2. A further question
arises as to the payment
of duty ~~pay~~ ^{allowance} to an officer
who is incapacitated
by illness. The practice
of the W. African Colonies,
which I consider ~~to be~~
followed in the East, is
to ~~allow~~ ^{permit} an officer when
incapacitated by illness to
receive the duty ~~pay~~ ^{allowance} attached
to his app! for a period
of fifteen days, unless
it has been necessary to
appoint an officer before.

the

the expiration of that period
to perform his duties, ⁷⁷³
in which case the officer
so appointed will draw
the duty ~~pay~~ ^{allowance} from the
day of appointment inclusive.

2

(Signed) L. MARQUET

G.M. 2752 $\frac{12}{13}$ Cab

~~Copy~~

- 1. Uganda No. 60
- 2. Nyasaland No. 49
- 3. Somaliland No. 10

DRAFT.

Gen. Sir P. Jackson
 O.A.S.
 Commr. H.A. Byatt

MINUTE.

7 Feb 1913.

- Mr. Alcock 4/2/13
- Mr. Bolton 6
- Mr. Reid 6
- Sir G. Fiddes.
- Sir H. Just
- Sir J. Anderson
- Lord Emmott.
- Mr. Harcourt.

Sir P. Jackson
 O.A.S.
 Commr. H.A. Byatt

My attention has been called to the fact that there appears to be some doubt in the E. African Pts, in which the system of duty allowances has recently been introduced, as to the limits of time within which the allowance should be drawn & the date on which an officer should be held to have vacated his post in regard to

2/2/13

as any allowances granted
for the actual performance
of the duties are concerned.

2. Mombasa Umuru
to inform you ~~retrospectively~~
that an officer should
draw the duty allowance
attached to his apppt.
from the date of his
arrival in 1. Uganda
~~the~~ 2. Nyasaland
3. Somaliland

the ~~retrospectively~~

until the date of his
departure from the Pt.

As you are aware,

1. Mombasa ^(or Khairun) is regarded
2. Chinde

as the port of embarkation
or disembarkation
for officers of in the

To 1 & 2
only.

the 1. Uganda services,
2. Nyasaland 775

but ~~for purposes of~~
~~issuing duty allowance,~~
the date of arrival in,
or departure from the
Pt., and not the
date of arrival at, or
departure from,

1. Mombasa or Khairun
2. Chinde

is to be taken as the date
wh. the officer begins, or ceases,
to draw his duty allowance.

3. A further question arises
as to the payment of duty
allowance to an officer who
is incapacitated by
illness. The rule which
shd. be adopted, in
accordance with that
now in force in the W. &
Colonies, is that

that an officer who is
incapacitated by illness
and receive the duty
allowance attached to
his app't. for a period
of fifteen days, unless
it has been necessary
to appoint an officer before
the expiration of that
period to perform his duties,
in which case the officer
so appointed will draw
the duty allowance from
the day of app't. inclusive.

2