

To the Hon. the Colonial Treasurer.—It is requested that the opinion of the legal adviser of the Crown may be taken.—CHARLES KNIGHT.—27th October, 1876.

REFERRED to the Solicitor-General.—C. T. BATKIN.—27th October, 1876.

MR. BATKIN.—I understand that the offices in respect of which Dr. Pollen claims retiring allowance are all offices held under the Colonial Government, and in the Civil Service of the colony. The claim is made under the Act of 1861, which secures to officers who have entered the Civil Service before the 10th of August, 1858, and served the prescribed periods, an allowance in respect of the "office or offices held by them during the last three years of the period of service." This being so, I think the claim is good. Speaking generally, the provisions of the second section of the Civil Service Act of 1866 do not apply to claims under the Acts of 1858 or 1861.—W. S. REID.—30th October, 1876.

REFERRED to the Commissioner of Audit.—C. T. BATKIN.—30th October, 1876.

Dr. Pollen's minute herewith.—30th October, 1876.

MEMORANDUM.—Since the time when the arrangement for the payment of the Imperial pensions by me was made by the Colonial Treasurer (*see* Treasury minute, 6th January, 1872), I have held that office and discharged the duties required of me in connection with it up to the present date.—DANIEL POLLEN.—30th October, 1876.

It is understood that Dr. Pollen continued up to the 31st December, 1874, in the active discharge of the duties of the several offices for which he claims pension. It has also been ruled that it is the salary attached to the office, irrespective of the amount actually drawn, that should form the basis of computation. The pension will accordingly be £408 6s. 8d.—CHARLES KNIGHT, Commissioner of Audit.—31st October, 1876.

---

#### No. 44.

The Hon. Dr. POLLEN to the Hon. the COLONIAL TREASURER.

SIR,—

Wellington, 30th October, 1876.

As it appears that the date—namely, 25th November, 1873, ultimo, as that upon which a retiring allowance should be computed—would not give me "seventeen years and upwards" of service, as I expected, I have now the honor to request that I may be permitted to withdraw that letter, and to ask that His Excellency the Governor may be moved to grant me a retiring allowance as from the 31st December, 1874.

I believe that, as I still hold my appointments in the Civil Service, I am entitled to claim the full consideration for my services up to this present date; but I desire to be permitted to waive all claim for the intervening period.

The total amount of salary for the last three years would thus be £2,450.

I have, &c.,

The Hon. the Colonial Treasurer, Wellington.

DANIEL POLLEN.

---

#### No. 45.

The Hon. Dr. POLLEN to the Hon. the PREMIER.

SIR,—

Wellington, 30th October, 1876.

I beg leave to tender my resignation of the undermentioned appointments in the Civil Service of the colony, which I have continued to hold up to this time, namely: Government Agent, Auckland; Paymaster, Imperial Pensions; Receiver of Land Revenue; Commissioner of Confiscated Lands.

The question of the amount of retiring allowance to which I am entitled may be allowed to stand over for future consideration.

I have, &c.,

The Hon. the Premier, Wellington.

DANIEL POLLEN.

APPROVED.—H. A. A.—31st October, 1878.

APPROVED.—N.

---

#### IN EXECUTIVE COUNCIL.

HIS Excellency the Governor is recommended to sanction the issue of a retiring allowance to the Hon. Dr. Pollen, at the rate of four hundred and eight pounds six shillings and eightpence (£408 6s. 8d.) per annum, in accordance with the provisions of "The Civil Service Superannuation Act, 1858," and of "The Civil Service Amendment Act, 1861."

H. A. ATKINSON.

---

#### No. 46.

The Hon. the PREMIER to the Hon. Dr. POLLEN.

SIR,—

Government Buildings, 31st October, 1876.

I have the honor to acknowledge the receipt of your letter of yesterday's date, in which you tender your resignation of the undermentioned appointments which you have continued to hold up to this time, namely: Government Agent, Auckland; Paymaster, Imperial Pensions; Receiver of Land Revenue; Commissioner of Confiscated Lands. In view of the operation of "The Disqualification