



National Archives of Scotland

Military Appeals Tribunals

Lieutenant Duncan Campbell Cargill, 1916

Military Service Appeal Tribunal Records (Lothians and Peebles)

Reference HH30/1/2/11

Duncan Campbell Cargill, an apprentice lawyer in Edinburgh, appealed for exemption for the Military service due to his important place in the day to day running of Ronald & Ritchie WS, Edinburgh. His appeal was refused. Duncan Campbell Cargill served as a second lieutenant with 2nd Battalion, Seaforth Highlanders. Awarded the Military Cross for 'conspicuous gallantry' in October 1918, he was killed in action in France on 2 Nov 1918, aged 23.

A selection of images of documents on the appeal file (reference HH30/1/2/11) follows.

Transcribed extracts from the case papers can be viewed at <http://www.nas.gov.uk/about/081103.asp>.

Images of the original documents can be consulted in the National Archives of Scotland search rooms (<http://www.nas.gov.uk>).

W. 21

HH30/1/2/11(1-3)

CITY OF EDINBURGH

This form may be used by attested men and by men applying under the Military Service Act, 1916.

Name of Local Tribunal

Number of Case 2094

P.-43

NOTICE OF APPEAL.

TO BE FILLED UP BY APPELLANT.

(The attached duplicate form must also be filled up and sent to the Local Tribunal with this form.)

1. Man in respect of whom appeal made.

- (a) Name (in full) *Alvan Campbell Cargill*
- (b) Address (in full) *16 Curriehill Gardens Edinburgh*
- (c) Occupation, profession or business *Law apprentice*
- (d) Whether he is attested or not attested *attested*

2. Grounds on which appeal made. (These should be fully stated.)

Mr Cargill is in: indispensable in our business. Owing to his father's indifference towards me requested him to bring his son into our office and to have him in his department of our business that is Court practice and he has since done so. If Mr Cargill is taken from us we do not know what we can do for assistance in this branch of our business which requires special training. Qualified assistants are not to be had and lady clerks have not yet had such training as to enable them to attend the Register House and Parliament House. We have endeavoured to get such assistance but have failed to do so. Our business consisted of the late Mr Cargill, Mr Ritchie S.S.C. and Mr C.R. Ritchie M.D. The last named is captain in the Army Service Corps and in consequence of the death of Mr Cargill the whole management of the business devolved on Mr Ritchie S.S.C. One of our clerks went into the Army and was killed in France and two others, one of whom came to us after the outbreak of war are now with the forces

3. (a) Signature of appellant *Herbert Ritchie*

If appeal not made by the man—

- (b) Address of appellant *20 Hill Street, Edinburgh written to the Signet*
- (c) Occupation, profession, or business. (If military representative, state so.)

(d) If appellant is not the military representative, why appellant acts for the man

Date *Employer 2nd March 1916*

FOR LOCAL TRIBUNAL.

4. Reasons for the decision of the Local Tribunal. (To be signed and dated.)

Messrs Ronald & Ritchie stated that their staff before the War consisted of 7 men. Their staff now consists of 5 men, - 2 Cashiers, 1 Book-keeper, 1 man whose principal duty was in connection with Company work, and Mr. Cargill.

The principal duty of Mr. Cargill was attending to the Parliament House work of the Firm. The Tribunal were of opinion that it would cause the Firm extreme inconvenience if Mr. Cargill were called to the Colours but they thought that the Firm would be able to make other arrangements.

The Firm made an earlier Appeal for Mr. Cargill and their Claim was dealt with on 17th January. On that occasion the Tribunal ~~decided~~ that Messrs Ronald & Ritchie should have time to re-arrange their business or find a substitute and they granted postponement of 10 Groups.

6 MAR 1916

John Harrison
Chairman

FOR APPEAL TRIBUNAL.

5. Decision. (To be signed and dated.)

Edinburgh 17. March 1916

Appeal refused

C. M. Macintosh
Chairman

The Secretary of
The Appeal Tribunal for Lothians & Peebles,
Sheriff Court,
Edinburgh.

RONALD & RITCHIE,
W.S.
CHARLES RITCHIE, D.S.O.
CHARLES RONALD RITCHIE, W.S.
TELEGRAPHIC ADDRESS,
RONALD RITCHIE, EDINBURGH.
TELEPHONE 872 CENTRAL.

*21st March/16
Recd & Ansd?*

*20 Hill Street, Edinburgh.
20th March, 1916.*

Sir,

Appeal for Charles Ritchie as to Duncan Campbell
Cargill.

I have received your Letter of 17th inst., in which it is
intimated that the Appeal Tribunal have decided that this Appeal be
dismissed. I beg to crave leave to appeal to the Central Tribunal.

I am,

Your obedient Servant,

Charles Ritchie
[Signature]

Refuse

2094

41

CITY OF EDINBURGH

R.-9 Tribunal

Name of Local Tribunal

NOTICE OF CLAIM BY EMPLOYER.

TO BE FILLED UP BY EMPLOYER

(A duplicate must be filled up, in the official form provided, and forwarded at the same time.)

1. Employer

Name: Ronald Ritchie
Address: 20 Hill Street, Edinburgh
Business: writes to the Agent

2. Attested Man

Name: Duncan Campbell Cargill
Address: 16 Cornewick Gardens, Edinburgh
Occupation: Law Apprentice
Where attested: Edinburgh, 41 Princes Street
Number of group: Group No: 13 Serial No.

3. To what group postponement is requested. 23

4. Whether the man is willing to remain in the employer's service if the claim is allowed. (The form must contain a definite statement that he is willing. He may signify his willingness by a signed statement in this space or personally to the Committee when the case is heard. If one or other of these is not done, the claim cannot be entertained.)

Yes. Duncan C. Cargill

5. Grounds on which the application is made. (The grounds must be clearly stated. It should be shown (a) not only that the man is individually indispensable, but also (b) that every effort has been made to find a temporary substitute; (c) that it is in the national interest that the employer's business should be maintained because it ministers to war requirements, to essential domestic needs or to the export trade; (d) the employer must also show that he has given reasonable facilities to other employees, if any, to enlist.)

Mr. Cargill is indispensable in our business. Owing to his father's indifferent health we requested him to bring his son into our office and to train him in his department of our business - that is Court practice - and he has since done so. If Mr. Cargill is taken from us we do not know what we can do for assistance in this branch of our business which requires special training. Qualified assistants are not to be had and lady clerks have not yet had such training as to enable them to attend to Parliament House or Register House work. We have endeavoured to get such assistance but we have failed to do so. Our partnership consists of the late Mr. Cargill and Mr. Ritchie, S.S.C. and Mr. C. R. Ritchie W.S. The last named is a Captain in the Army Service Corps stationed at Cape Life and in consequence of the death of Mr. Cargill the whole management of the business devolves on Mr. Ritchie S.S.C. One of our clerks went into the Army and was killed in France and two others are now with the colour forces.

6. Signature of Employer: Ronald Ritchie
Date: 7 July 1916

The Form when filled up should be sent to the Local Tribunal for the area in which the place of employment is situate.

FOR LOCAL TRIBUNAL.

7. Observations of recruiting Officer. (To be copied from duplicate when returned.)

Exemption not advised.

J. Rutledge,

Military Representative.

The Committee after careful enquiry and full consideration have come to the conclusion that they cannot assent to exemption in this case. The Employee claimed for is a young man of about 21 years of age, and is an apprentice in the Office of the firm. No doubt he is employed in the Parliament House Department but the Committee are of the opinion that his experience is not so great that his place cannot be filled by one of the firm.

8. Decision of Tribunal. (To be signed and dated by presiding chairman.)

THAT THERE ARE NOT SUFFICIENT
GROUNDS FOR ALLOWING THIS CLAIM.

25 FEB 1916

John Harrison
Chairman