

Government of Madras.

EDUCATIONAL DEPARTMENT.

7
order
page no. 7

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G.O., No. 337, 6th May 1908.

Basel German Mission High School, Calicut.

Furnishing the Secretary of State with a statement of the facts relative to the alleged refusal of this Government to accept the recommendation of the Senate of the University of Madras for the affiliation of the — as a second-grade college.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd

Regd.

1908

Enclosures

Spare copies

G.O., No. 337, 6th May 1908.

Basel German Mission High School, Calicut.

Furnishing the Secretary of State with a statement of the facts relative to the alleged refusal of this Government to accept the recommendation of the Senate of the University of Madras for the affiliation of the — as a second-grade college.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper:—

Letter—from C. J. LYALL, Esq., Secretary, Judicial and Public Department.
To—the Chief Secretary to the Government of Madras.
Dated—India Office, London, the 16th April 1908.
No.—J & P. 1221.

I enclose a copy of a question by Mr. O'Grady, M.P., relative to the alleged refusal of the Government of Madras to accept the recommendations of the Senate of the Madras University for the affiliation of the Basel German Mission High school, Calicut, as a second-grade college.

I shall be glad to receive, for communication to the Secretary of State, a statement of the facts of the case.

ENCLOSURE.

Copy question No. 8 asked in the House of Commons by Mr. O'Grady, dated 14th April 1908.

To ask the Secretary of State for India, whether he is aware of the fact that the Government of Madras refused to accept the recommendation of the Senate of the University for the affiliation of the Basel German Mission High school, Calicut, as a second-grade college; and whether having regard to the fact that the one college in Calicut (Zamorin's college) admits only students of high-class communities, excluding the Thiyyas, a large community, and that over 50 per cent. of the students at the Basel German Mission High school are members of the Thiyyas community, and who by this decision of the Government of Madras in refusing to accept the recommendation of the Senate, are deprived of the opportunities of higher education, he will inquire into the matter with a view of this decision being reconsidered.

Order—No. 337, Educational, dated 6th May 1908.

The following letter will be despatched to the Under Secretary of State for India.

(True Extract.)

H. D. TAYLOR,
 Secretary to Government.

OOTACAMUND.

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EDUCATIONAL (1908) DEPARTMENT.

(COPY.)

Letter to the Under Secretary of State for India.

No. 338, dated 6th May 1908.

SUBMITTING a statement of the facts relative to the alleged refusal of the Government of Madras to accept the recommendation of the Senate of the University of Madras for the affiliation of the Basel German Mission High School, Calicut, as a second-grade college.

EDUCATIONAL DEPARTMENT.

LETTER—to

THE UNDER SECRETARY OF STATE FOR INDIA.

SIR,

With reference to Sir Charles Lyall's letter No. J. and P. 1221, dated 16th April 1903, I am directed to submit, for communication to the Secretary of State, a statement of the facts relative to the alleged refusal of this Government to accept the recommendation of the Senate of the University of Madras for the affiliation of the Basel German Mission High school, Calicut, as a second-grade college.

2. On the 14th January 1907, the Manager of the Basel German Mission High school, Calicut, submitted, under section 21 of the Indian Universities Act, 1904, and in accordance with Regulation 349 of the Regulations of the University of Madras, an application for the affiliation of that institution to the University in the Intermediate grade. The Syndicate of the University after making a local enquiry and satisfying themselves in accordance with Regulation 350 as to the adequacy of the college buildings, reported to the Senate that the application might be granted.

3. The Senate thereupon resolved on the 18th October 1907 that the application from the Manager of the Basel German Mission High school, Calicut, for the affiliation of the institution as a second-grade college should be granted. Against this resolution, Mr. Mark Hunter, a member of the Senate, entered a protest under Regulation 64, the main ground of objection being that the Syndicate did not in accordance with clause (c) of sub-section (2) of section 21 of the Indian Universities Act, 1904, report to the Senate on the question whether the application for affiliation should be granted or refused in whole or in part and that even if a mere recommendation without reasons assigned could be held to be a "report" within the meaning of the section above quoted, the Syndicate did not embody in the report the results of the enquiry conducted under clauses (a) and (b) of the same sub-section. The Syndicate thereupon appointed a committee to prepare a memorandum in support of the resolution of the Senate, and in accordance with the provisions of Regulation 64 they submitted the Senate's resolution, the protest and the memorandum in support of the resolution for the consideration and orders of the Governor in Council.

4. The Governor in Council upheld the protest of Mr. Mark Hunter on the ground that the Syndicate failed to observe the procedure contemplated by clause (c) of sub-section (2) of section 21 of the Indian Universities Act, 1904, and has remitted the question of affiliation of the school to the Senate for further consideration. The Governor in Council has expressed no opinion on the merits of the case and has not refused to sanction the affiliation of the school as stated in the question asked by Mr. O'Grady.

5. I am to forward, for the information of the Secretary of State, a copy of the proceedings of this Government, No. 160, Educational, dated 5th March 1908, which contains the correspondence on the subject.

I have the honour to be,

Sir,

Your most obedient servant,

OOTACAMUND,
6th May 1908.

H. D. TAYLOR,
Secretary to Government.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., Nos. 337, 338, EDUCATIONAL,
DATED 6TH MAY 1908.

[S. BJECT.—*Question by Mr. O'Grady, M.P., asked in the House of Commons relative to the alleged refusal of the Government of Madras to accept the recommendations of the Senate of the Madras University for the affiliation of the Basel German Mission High School, Calicut, as a second-grade college.*]

From the Secretary, Judicial and Public Department India Office, Whitehall, London, S.W., No. J. and P. 1221, dated 16th April 1908.

Please put up the papers with a draft. The Syndicate failed to observe the proper procedure and the matter has been referred back to it. There has been no refusal.

The Government have expressed no opinion on the merits of the case.

H. D. TAYLOR—5-5-08.

Please see G.O., No. 160, Educational, dated 5th March 1908.

2. A draft letter to the Under Secretary of State for India is submitted for approval.

K. RANGASWAMI AYYANGAR—5-5-08.

I think it will do no harm to let the Secretary of State have a copy of this
Certainly. It gives full details. Government's proceedings. There is
H. D. TAYLOR. nothing confidential so far as we are
concerned.

C. A. SOUTER—6-5-08.

Circulated for approval.

If draft is received back in time it can go by to-day's mail.

H. D. TAYLOR—6-5-08.

I approve. I think we may as well send a copy of the Proceedings. It will let the Secretary of State see how the matter stands.

M. H[AMMICK]—6-5-08.

Type sharp.

H. D. TAYLOR—6-5-08.

[G.O., Nos. 337, 338, Educational, dated 6th May 1908.]

Eden No 1061

5-5-08

It is requested that in any further communication on this subject the under-mentioned letter and number may be quoted, and the reply addressed to—

The Under Secretary of State for India,

India Office,

Whitehall,

J & P. 1221.

London, S.W.

India Office,

Whitehall,

London, S.W. 6

16th April 1908.



Dear Sir,

I enclose a copy of a question by Mr. O'Grady M.P. 8 relative to the alleged refusal of the Government of Madras to accept the recommendations of the senate of the Madras University for the affiliation of the Basel German Mission High School, Calicut, as a second-grade college.

I shall be glad to receive, for communication to the Secretary of State, a statement of the facts of the case.

Yours faithfully,

C. J. H. M.

Secretary,

Judicial and Public Department.

The Chief Secretary

to the Government of Madras,

Madras.

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C. No. 1061, From the India office, No. 819; dated 16.7.1908.

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No. 337, dated 6.5.1908

Ms
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The following letter will
be despatched to the Under
Secretary of State for India.

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Letter 338 26. 5. 08

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The Under Secretary of State
for India.

Levi,

With reference to Sir Charles
Lyall's letter No. J. and P. 1221, dated
16th April 1908. I am directed to submit
for

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for Communication to the Secretary of State a statement of the facts relative to the alleged refusal of this Govt to accept the recommendation of the Senate of the University of Madras for the affiliation of the Basel German Mission High School, Calicut, as a second grade College.

2. On the 14th January 1907, the manager of the Basel German Mission High School, Calicut, submitted under Section 21 of the Indian Universities Act, 1904 and in accordance with Regulation 349 of the Regulations of the University of Madras an application for the affiliation of that institution to the University in the Intermediate grade. The Syndicate of the University after making a local enquiry and satisfying in accordance with Regulation 350 themselves as to the adequacy of the College buildings reported to the Senate ~~and the Senate~~ that the application might be granted.

3. The Senate thereupon resolved on

vide the application on p. 12
of G.O. no. 160 Est. S. 3.08.C

Page 81 of G.O. 541 Est. S. 27.12.06. 11

vide pages 14 to 18 of G.O. 160 Est. S. 3.08.C

vide Syndicate's res. on p. 18
dated 8th April 1907

vide extract from the minutes of the meeting of the Senate. pp 18 & 19 of G.O. No. 160 Vol dated 5th March 1908 - C.

vide pages 19 to 21 of do.

vide clause I of his letter on pp. 19 & 20 of do

on the ^{18th October 1907} ~~same day~~ 9 5P that the appli-
-cation from the managers of the B.G.M. High School, Calicut for the affiliation of the insti-
-tution as a second grade College ^{should} ~~might~~ be granted. Against this resolution, Mr. Mark Hunter a member of the Senate entered a protest under Regulation 64, the main ground of objection being that the Syndicate did not in accordance with Clause (c) of Subsection (2) of Section 21 of the Indian Uni-
-versities Act, 1904, report to the Senate on the question whether the application for affiliation should be granted or refused in whole or in part and that ^{it} if a mere recommendation without reasons assigned ^{could be} ~~be~~ held to be a report within the meaning of the Section above quoted, ^{the defects} ~~they~~ did not embody in the report the results of the enquiry conducted under Clauses (a) & (b) of the same Subsection. The Syndicate there-
-upon appointed a Committee to

10 bp (4)

vide Registrar's letter on page 12
of 80. No. 160 Col. 21 5.3.08. C.

C
vide page 25 of 80. No. 160 Col. 85.3.08,

to prepare a memorandum in
Support of the resolution of
the Senate, and in accordance
with the provisions of Reg. 64
they submitted the Senate's
resolution, the protest and
the memorandum in support
of the resolution for the con-
sideration and orders of
the Governor in Council.

4. The Governor in Council
upheld the protest of Mr. Ward
Hunter on the ground that
the Syndicate failed to observe
the procedure contemplated by
clause (C) of subsection (b)
of Sec. 21 of the Indian Uni-
versities Act, 1904 and has
remitted the question of af-
filiation of the school, to
the Senate for further consideration.
The Govr. in Council has ex-
pressed no opinion on the
merits of the case and has
not refused to sanction the
affiliation of the school as
stated in the question ^{asked} by Mr.
O'Grady.

5. I am to forward -

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(5)

the information of the Secretary
 of State a Copy of the Proceedings
 of this Govt No. 160 Est. dated
 5th March 1908, which contain
 the Correspondence on the subject
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For orders whether this
 is necessary -

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Order complete with Letter.

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READ AGAIN G.O., No.
190

DATE

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CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DIPTO.

PAPERS NOT FILED, BEING MEANT FOR DISPATCH
IN ORIGINAL

N.B.—

A = Print in full.

B = Not to be printed.

P = Print abstract only.

Q = Print heading only.