

Educational (1908) Department.

ORDINARY MS.

G.O., No. 346

DATED 8th May 1908

1
order
page no: 19

(60)

[Despatch Abstract.]

Stating that Mrs. Hada way, Supdt of the school
of Arts, is not entitled to any house rent allowance
in lieu of free-quarters.

BACK PAPERS.

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

FURTHER PAPERS.

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

[E]

2,000-15-7-6

EDUCATIONAL DEPARTMENT.

CURRENT FILE.

CONTENTS.

From	Number.	Date.	Pages.
618.	D.P.I.	209	12-3-08 166

[P. T. O. FOR PUT UP PAPERS.]

PAPERS PUT UP WITH CURRENT No.

Papers of the department to which the current belongs.

Number.	Date.	Original (=O.) or spare copy (=S. C.).	Remarks. (In this column such of the papers as have been removed —for copying, printing, etc., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.
227	24-3-08	O		
712	21-10-07	S.C.		
392	5-6-06	SC		
299/300	8-5-05	SC		

Papers of other departments.

Department.	Number.	Date.	Original (=O.) or spare copy (=S. C.).	Despatcher to note the return of the papers to the departments concerned.
Pub.	1242	20-11-96	O	

Stock Form No. 135.
4,000-27-4-06.

EDUCATIONAL DEPARTMENT.

Received 190 , Registered 1908.



Subject.

Submitting for orders of Government a letter from the Superintendent, School of Arts, Madras, requesting house rent allowance in lieu of free quarters.

ENCLOSURES.

No. 3

Spare copies

N. Ref on No. 2 0 9/08

Station Madras, Dated the 12th March 1908.

From (Name) The Hon'ble Mr. A.G. Bourne, D.Sc., F.R.S.,

(Designation) Director of Public Instruction,

Madras.

To the Secretary to the Government of Madras,
Educational Department

Su,

TR
13/3

N. Ref on Cur No. 209/08 dated 12th March 1908.

Submitted to Government for favour of orders.

2. Attention is invited to the concluding paragraph of my letter, Ref on Cur No. 209/08, dated 15th February 1908.

C. Krishnaswami

For Director of Public Instruction -

80 227 Ed.
24308

N.V.S.

N.V.S.

Dated 20th February 1908.

No. 277 Encl.

From

W.S. Hadaway Esq.,

SUPERINTENDENT,

School of Arts, Madras,

To

THE Director of Public Instruction,

M A D R A S.

Sir,

I have the honour to submit, for the orders of Government, the Accountant General's letter No. G.1782/1466 dated 18th instant, declining to pass my House-rent allowance of Rs 50/- per mensem claimed in the enclosed bill for want of the sanction of the Government of India.

2. He considers that the G.O. No.1242 Public, Misc., dated 20th November 1896 quoted in my bill does not convey a general sanction; but, as it embodies a letter from the Government of India forwarding a "Statement showing the various classes of Officers in India who are granted house-rent or free quarters", which has received the sanction of the Secretary of State for India, I think it is, to all intents and purposes, a general sanction, and this view of mine is further strengthened by the fact that Messrs. Havell, Holder and Porterfield were all drawing the house-rent of Rs 50/- per mensem even though Mr. Holder was only an officiating Superintendent, never appointed by the Secretary of State for India, with whom he had no occasion to enter into an agreement on the subject of house-rent.

3. The next objection of the Accountant General that the above sanction has not been acted on for seven years appears to have been based on Article 293 of the Civil Account Code, Vol, I, Part I, Seventh Edition, which

Pages 5-6
infra

4

which says - "A sanction for any fresh charge which has not been acted on for a year must be held to have lapsed, unless it is specifically renewed." I submit that the house-rent sanctioned for the Superintendent of the School by the Secretary of State is not a fresh charge relating to a particular year. If, however, a fresh sanction is required, I request you to be so good as to obtain it at your early convenience.

G 4. The last objection of the Accountant General, that "allowances will not ordinarily be given in lieu of free quarters", appears to have been based under a misconception of the G.O. No.1242 Pub., Mis., dated 20th November 1896, which grants a house-rent of Rs 50/- in the first instance, or free quarters in lieu thereof. Of the three officers mentioned in para 2 above, it appears from the records that the first two drew the house-rent of Rs 50/- regularly from the Treasury and paid to the Public Works Department for the Superintendent's quarters in the premises of the School occupied by them, but Mr. Porterfield, though he drew the house-rent, never occupied the Superintendent's quarters.

I have the honour to be,

Sir,

Your most obedient servant,

W. S. Hadaway

Superintendent.

Gazetted Audit Deptt.

It is requested that in future communications on the subject, the No. and date of this letter, and the distinguishing letters above the number as given opposite, may be quoted. The communications should be addressed to—

THE ACCOUNTANT-GENERAL,
Post Box 49,
MADRAS, E.



From

A. Montagu Bigstocke, Esq., I.C.S.,
Accountant-General, Madras.

To

✓ U. S. Hadaway Esq.,
Superintendent,
School of Arts, Madras.

Sir,

D
acc. G

I have the honour to return herewith your bill dated 31st January 1908, for Rs.131-10-8 on account of house-rent allowance. I do not consider G.O.No.1242, Public, Mis., dated 20th November 1896, which you quote, embodying the Government of India's statement of 1891, conveys any general sanction to the grant of house-rent allowance to the Superintendent, School of Arts, as it merely purports to enumerate the officers then actually in receipt of such allowance. Mr. Havell who was then Superintendent drew the allowance because it was definitely specified in his agreement with the Secretary of State. Even if it were a General sanction, it has not been acted on for seven years and requires renewal. In the absence of any specific stipulation to this effect in your agreement and in view of the principle enunciated in para 3(c) of the Government of India Resolution No.319-331, dated 16th May 1906, viz., that allowances will not ordinarily be given in lieu of free-quarters

5

Office of the Accountant-General, Madras,
Fort St. George, the 18 of February 1908.

No. G.1782
14665-

392-91
5-6-06

quarters, and no such allowances may be given without the sanction of the Government of India, I am unable to pass the house-rent allowance claimed by you without the sanction of the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

Montagu Kingslocke

Accountant-General.



GAZETTED OFFICER'S SALARY BILL.

NAME *W. S. Hadaway, Esq.*

Audit Number.

District of	Head of Service.	Voucher No.	of
<i>Madras</i>	<i>22 J. Education, Government Schools, Special</i>	<i>November, December 1907</i>	<i>January 1908</i>
Received for the months of <i>November (12th to 30th incl.) & December 1907</i>		Monthly Rate.	Amount.
My Pay as <i>and January 1908</i>		Rs. A. P.	Rs. A. P.
Acting Allowance as			
Local Allowance as			
Absentee Allowance as			
* House-rent as <i>Superintendent, School of Arts, Madras</i>		<i>50 - -</i>	<i>131 10 8</i>
Total Claim		<i>.. ..</i>	<i>131 10 8</i>
Add Exchange Compensation Allowance at		per cent. Rs.	
Total		<i>.. ..</i>	<i>131 10 8</i>
Less Fund and other deductions as detailed on the reverse, Rs.			
Income Tax on Rs.		Rs.	
Less abatement on Rs.		paid for Insurance, Rs.	
Net Income Tax		<i>.. ..</i>	
Total deduction		<i>.. ..</i>	<i>131 10 8</i>
Net Total, Rs.		<i>.. ..</i>	
Net amount payable (in words) Rupees <i>One hundred and thirtyone, annas ten and pice eight only.</i>			

Dated *31st January* 1908.

Signature *W. S. Hadaway*
Office *Superintendent*



Pay Rupees

Dated

Treasury Officer,
District.

PLEASE pay to *Bill Collector Kuppanasani*

Contents received.

Officer's name. *W. S. Hadaway*
Superintendent

Banker or Agent.

Memo. of Fund and other Deductions.

General Family Pension Fund.	Uncovenanted Service Family Pension Fund.	Total Deductions.
	498 14-7-91	

Signature _____

Office _____

N.B.—1. The period for which the subscription is due should be specified when it differs from the period for which pay is drawn.

2. An Officer proceeding on or returning from leave or deputation should send to the Accountant-General a certificate of transfer of charge in the printed form before presenting his bill for payment at any Treasury.

3. An Officer who signs his own bill while absent on leave must either present it in person or furnish the Life-Certificate below, which must be signed by a responsible Officer of Government or some other well-known and trustworthy person.

4 Bills are liable to be delayed in reaching the Pay Office if sent by post or forwarded in a closed cover. They should, therefore, so far as possible, be presented by *hand* or in *open cover* at the receiving counter of the Pay Office.

5. In exchange of each bill so presented at Madras a copper token will be issued, which should be produced when payment is called for.

6. A salary bill may be enforced to a Banker or other recognized Agent and submitted for collection through such Banker or Agent. This will obviate the need to pay to the Officer concerned of attendance in person or by messenger, as payment may then be made direct to the Banker or Agent.

Life-Certificate referred to in No. 3.

CERTIFIED that Mr. _____

is alive on this date.

STATION _____

Date _____ 190

No. 7.

260-1-3-07.

22. EDUCATION.

GOVERNMENT COLLEGES—PROFESSIONAL.

ENGINEERING COLLEGE.

Principal	..	..	.. Rs.
Professors	..	..	.. Rs.
Masters	..	..	.. Rs.
Exchange Compensation Allowance	..		Rs.

GOVERNMENT COLLEGES—GENERAL.

Arts Colleges.

Principals and Headmasters	..	Rs.
Assistant Professors and Lecturers	..	Rs.
Other Professors	..	Rs.
Exchange Compensation Allowance	..	Rs.

Secondry Schools for Boys.

Headmaster Rs.

Total amount of bill	..	..	..
Admitted	..	..	..
Disallowed	}	..	..
Objected to		(See reasons below)	..

Retrenchment slip No. G.A., dated

• • • • •

C. No. 618 From the D.P.D. No. 209, dated 12-3-1908.

SUBJECT

House rent allowance for Mr. Hadaway
Supdt. of the School of Arts.

In their letter no. 201 B - dated 15th June 1891 printed with G.O. no. 1242 Public dated 20th Nov. 1896, the Govt of I. forwarded for information and guidance, a statement, which had been approved by the Secy of State, showing the various Classes of Officers in India who were granted house-rent or free-quarters. The Govt of India further stated that that statement might be quoted as the authority for exemption from the payment of rent in the cases to which it applied.

above referred to.

2. According to this list, the Supdt. of the School of Arts, Madras, ^{was} granted a house rent of Rs 50 a month or free-quarters in lieu thereof.

3. Quoting the above statement as the Authority, Mr. Hadaway, the new Supdt. of the School of Arts, claimed house rent for him at Rs 50 per mensem from the 12th Nov. 1907. But the A.G. has refused to pass the house rent on the following grounds:-

(1) ~~Had~~ The letter of the Govt. of India with G.O. no. 1242 Public dated 20th Nov. 1896 merely purports to enumerate the officers who were

vide A.G.'s letter dated 18-2-08 on pages 5 & 6 of C.F.

Art. Article 293 of the
Civil account Code
Vol. I - (Seventh Edition)

Pages 3 + 4 of C.F.

G.

Para 1 of the letter on
p. 2 of p. - G-

B

then actually in receipt of house-rent and does not convey any general sanction to the grant of house rent to the Supdt. of the School of Arts

(2) Even if the letter of the Govt of India quoted above conveys a general sanction, it has not been acted on for seven years and requires renewal.

(3) As there is no provision for the grant of house rent in Mr. Hada way's agreement no allowance can be passed without the sanction of the Govt of India.

4. Mr Hada way submits, for the orders of Govt, the A.G's letter refusing to pass him (Mr. Hada way) house rent and requests that if ^{fresh} sanction of the Govt of India is, ^{pointed out} as ~~stated~~ by the A.G., required, it may be obtained.

5. The A.G's view that the letter of the Govt of India with G.O. no. 1242 Public D 20-11-96 merely enumerates the officers who were in receipt of house rent does not appear to be correct. That letter ~~it~~ states that the list shows the various classes of officers who are granted house rent or free quarters; that it has received the approval of the Secy of State and that it should be quoted in the Capital and Revenue Account of buildings as the authority for exemption from the payment of rent in the cases to which it applies.

B
This is a curious argu-
ment. be

G.O. no. 425 Edl W
22.6.05
G.O. no. 577 Edl. L.
31.7.06

R

H

M

3
The list seems therefore to convey a general
sanction.

6. As regards the A.G.'s objection that this
sanction has not been acted on for seven years,
it is observed that during this period there
was no permanent Supdt of the School of Arts.
and that acting incumbents were not granted
any house-rent, only a fixed pay of Rs 500 per annum
being paid to the acting Superintendents.

7. The absence of any provision for the
grant of house-rent or free quarters in Mr.
Hadaway's agreement (vide G.O. no. 712 Edl dated
21st Oct. 1907) is apparently due to the fact
that no mention was made of the house rent
in the letters to the Govt of I. no. 79 Edl dated
10-2-06 and no. 404 Edl dated the 1st June
1906 in which that Govt. was addressed re-
garding the selection of a new Supdt for
the School of Arts.

8. In these circumstances, it is for
consideration whether the Govt of India may
be requested to sanction the grant of house-rent
to Mrs. Hadaway with effect from the 12th
Nov. 1907.

C
9. It is observed that in G.O. no. 227 Edl
dated 24th March 1908 Mrs. Hadaway has been
permitted to live on the premises of the
School of Arts on the distinct understanding
that if they are at any time required for

the use of the school, he will be required to vacate them without any claim to house-rent.

T.R. 31.3.08. It is for Consideration whether the claim for house-rent made by Mr. Hadaway for the period from 12th November 1907 to 1st April 1908 or to such other date on which Mr. Hadaway entered on the occupation of his free quarters in the premises of the School of Arts under G.O. No. 227 Esd., dated 24th March 1908, may be accepted.

The remarks of the Financial Dept may be obtained uo.

R.D.
3.4.08

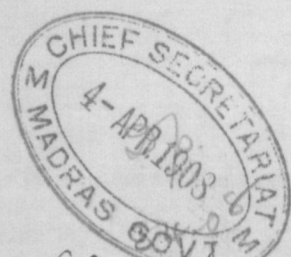
Chl
3.4.8.

Fin. uo.

CURRENT NO.
1700
FINANCIAL
Regd 4.4.8

Financial Dept

The first question for decision is whether the Govt consider that the Superintendent of the School of Arts, Madras, (Pay. Rs. 750-25-1000) should be allowed a house-rent of Rs. 50 a month or free quarters in lieu. The Principal, Teachers



Sl. no. 618-1
3/4/08

Page 3 of 12 42 Public
20.11.96. G

Pages 1-2 of 227 Eduet
24.3.1908 C

No such inference can
be drawn.
pe

A.G.'s letter 4.1782/14665 of
18.2.08 on para 5-6 of C.7.

Final Office note of 16.3.08
(Para: 4) on page 6 of 80.
227 Eduet of 24.3.08. C

13
College, Saidapet is granted a house rent
of Rs. 80 a month or free quarters in lieu
and the Principal, College of Engineering
is given free quarters.

2. In his letter No 209 of 15.2.1908, the
D.P.I recommended that Mr. Hadaway,
the Superintendent of the School of Arts
should be permitted to reside on the premises
of the School rent-free subject to the
condition that if they were at any time
required for the use of the school, he
should vacate them without any claim
to house-rent. This recommendation was
accepted by this Govt in G.O. 227 Eduet
of 24.3.1908. C

3. From this order, it would appear
that this Govt do not consider that the
Supt of the School of Arts is entitled to
house-rent or free quarters in lieu.

4. If, however, it is now considered
that the Supt of the School of Arts should
be given a house-rent of Rs. 50 or free
quarters in lieu, the question arises
as to whether this concession can be
sanctioned by this Govt without reference to
the Govt of India. As the Accts. Genl
requires the sanction of the Govt of India
and as the matter is not free from doubt

it is submitted that the Govt of India may be addressed on the subject.

17.400.

C.S.

The matter is mainly in the administrative Dept. to decide whether house rent or free quarters should be granted to the Supdt of the School of Arts - ^{considering} in examining this question it is for Govt. to examine ~~the~~ if Mr. Hadamow's status differs from that of his predecessors. The list of 1896 is of little avail as an authority unless the status of the appt. has not altered in the meantime.

Cul
30.4.08

Logically I think the question mentioned in the Registrar's note sh^d first be answered. There is no good financial examining the matter, & saying, it may be, that the sanction of '96 still subsists, & then be told that there is no need to grant Mr. Hadamow free quarters.

21.4.08

7th mo 1700-1 21.4.08

See.

15

What Ed. wanted was an opinion whether the Op. of 1896 was of general application. If it is, then the Supt seems entitled to free quarters. The A's argument is beside the point. It is observed that Mr. Kadarow bases his claim on the Op.

2. Fin. however, wishes that the Ed. Dept. should state definitely, without considering the order of 96, whether the Supt of the School of Arts should receive free quarters or house-rent. In 1896 he did receive such a concession, & there seems little difference in the status of the appointment since then. In Mr. Kadarow's case, however, there is an agreement in which no mention of house-rent is made. It is for consideration whether there is any bar to his being ~~now~~ granted the concession now. It scarcely seems to be.

3. There is much advantage in having the Supt on the premises, & if this is ~~to be~~ thought necessary, quarters may be provided for him. So long as he stays there he need pay no rent; but if he lives elsewhere he should not get a rent allowance.

C.S.

23.4.8

8 to

16

The quarters are available on the spot.
They are not very convenient or comfortable
as residential quarters, but Mr Hadaway
is prepared to put up with ^{discomfort} the discomfort
there maybe.

It is decidedly to the advantage of the
Tel. or of Mr. C. that Mr Hadaway
should reside on the spot, and the
S. Dept. may emphatically
support the recommendation that
Mr Hadaway be permitted to occupy
these quarters free of rent.

If Mr Hadaway were to reside
off the premises at some distance,
there is nothing on record to support
his claim personally to a House rent
allowance.

But Mr Hadaway's residence on the
premises in the quarters available
will be of far more benefit to the
school than the amount of House
rent involved: and it seems to me
that he is putting up with a
certain amount of personal discomfort

in residing there. He is entitled for payment
of rent, with be a quid pro quo.
HM
24 Nov

CIRCULATED IN EDL.
AND LEG. DEPT.
Box Ordinary No. 24.
Bag Confidential

I agree that as long as quarters can be provided for Mr. Hadaway in the School he sh^d be allowed to occupy them free of rent, on the ground that it is to the advantage of the School that he sh^d live there. But I can find no authority for supposing that Government intended to allow Mr. Hadaway Rs 50/ house rent allowance when living outside the School. and I don't think we sh^d ask India to make the grant. Mr. Hadaway sh^d have proper quarters in the school & live there as Mr. Hannell always did I think -

On the point now raised I think Mr. Hadaway must be told that as no agreement was made that he was to get an allowance for house rent, we agree with the Act that he is not entitled to it -

Mr. W. S. S.

Please Draft 29.4.08.

The draft placed below is for approval. Lic.

26/ 29.4.08

Is it necessary to take any action on A above? Draft for approval

Cal 29.4.08

Ed No 618-14/30.4.08

CURRENT NO.
2027
FINANCIAL

Rep 1-5-08



CS

This Dept may agree, it is sub.
[With reference to the draft order, it
is a good rule not to state reasons
for a refusal - but that is in 48.]

Clue
2.50



Final no 2027-1
4.5.08

W

Edl - no.

Accepted.

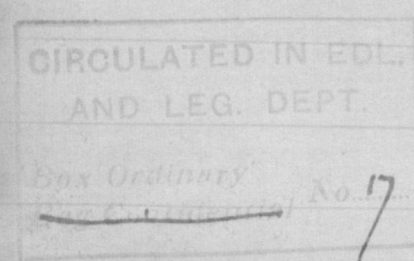
22/5/08

Educational Dept.

For approval

With reference to the final note at A -
the draft follows the H's instructions.

AD
5.5.08



km

Better
with I think.

June 1/8
7.5.08

8/5

20

190 .

190 .

, DATED

CURRENT No.

ENCLOSURES TO C. No

ORDER OF GOVERNMENT.

A	A	A	A	A	A	A
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LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL,

N. B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.