

Educational (1908) Department.

ORDINARY MS.

G.O., No. 675

DATED 22-9-08.

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[Despatch Abstract.]

Books & Publications.

Informing the D.P.D. that
permission of Government is not necessary to the
sale by Mr. Mark Hunter of his Copyright in his
edition of "Carlyle's Hero as Poet"

BACK PAPERS.

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

FURTHER PAPERS.

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

CURRENT FILE.

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CONTENTS.

From	Number.	Date.	Pages.
[1961]	D.P.I.	5872	1-9-08 1 to 2

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.
498	26-7-06	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.

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

EDUCATIONAL DEPARTMENT.

Received..... 190 , Registered..... 4-9-1908

Subject.
Recommending that Mr. Mark Hunter, Principal, Government College,
Rajahmundry may be permitted to accept the sum of Rs 300 offered
by Messrs, V. Kalyanarama Aiyar & Co for the copyright of his
edition of "Carlyle's Hero as Poet."

ENCLOSURES.

No.

Spare copies

Ref on Current No. 5872/08

Station M a d r a s , Dated the 1st September 1908.

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

(Designation) Director of Public Instruction,

M a d r a s.

To the Secretary to the Government of Madras,
Educational Department.

Sd,

384

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3.9.08

2 2
Rajahmundry, dated 24th August 08-

From

Mark Hunter Esquire,

Indian Educational Service,

To

The Director of Public Instruction,

Madras.

Sir,

I have the honour to request that I may be permitted to accept the sum of Rs 300/- offered me by Messrs. V. Kalyanarama Iyer & Co. Publishers, Madras, for the copyright of my edition of Carlyle's "Hero as Poet". The book was compiled by me in 1894 before I was in Government service and the first edition was sold by me to Messrs. Kalyanarama Iyer & Co. The first edition appears to be exhausted and the publishers desire to purchase the copyright with a view to other editions.

I have the honour to be, &c,

/Signed/ Mark Hunter.

Ref on Cur No. 5872/08 dated 1st September 08-

Submitted to Government, Educational Department, and recommended that the permission applied for by Mr. Hunter may be granted.

G. Krishnasami
For Director of Public Instruction.

N.V.S.

NOTES.

C. No. 1961, From the D.P.I., No. 5872, Dated 1-9-1908.

SUBJECT.

Permission to Mr. Mark Hunter to sell the
Copyright of his edition of Carlyle's Hero as Poet.

The D.P.I. requests the sanction of Govt. to
Mr. Mark Hunter's selling to Messrs Kalyanaramayya
and Co. the copyright of his edition of "Carlyle's
Hero as Poet" for Rs 300. The book was first
published by Mr. Mark Hunter in 1894 before
he entered Govt. service.

2. Under para 2 of G.O. no. 498 Edl. dated
26th July 1906, officers of the Educational Dept
should not undertake the work of editing school
books without the permission of the D.P.I. and the
Govt. This ruling does not seem to be applicable
to the case under reference which relates to the
sale of a book prepared long ago ^{before} ~~when~~ the officer
entered ~~was not in~~ Govt. service.

3. In these circumstances it is for consideration
whether any sanction of Govt. is necessary to Mr.
Mark Hunter's disposing of his copyright in the book
in question.

J.H.
7.9.08

Submitted that the remarks of the
Financial Dept may be obtained u.o.
This does not seem to be a case coming
under

Course not
Adm
11/2/18

under Art. 74 of the Civil Service Regulations. There is no question here of remuneration for work undertaken by an officer for a private person or body. It seems to be of the nature of the sale of the officer's property, which, in this case, is his copyright in a book published by him before he entered Govt Service.

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10.9.08

Ad
11.9.8.

Fin. No.

CURRENT NO.
3953
FINANCIAL

Attention is solicited to the ~~note~~ K.W.O. No. 591 Ed., 8.23.9.02, in which it was decided that Govt. ~~sanction~~ sanction was not required in the case of Mr. Stone's accepting from Mrs. Sinclair a portion of the profits on the revised edition of Sinclair's History of England & India. In that connection it was noted in Public as follows:-

"Such a case as Mr. Stone's
"may reasonably be
regard

Sp
11.9.08
Ed No 1961-1
12.9.08



Recd. 14/9
14/9/08

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"regarded as not coming
"under art. 91, [74 according
"to 4th edn. of the C.S.R.] Civil Service
"Regulations, at all. The publisher
"cannot properly be called
"Mr. Stone's employer; it is
"really Mr. Stone who employs
"the publisher. Nor can Mrs.
"Sinclair, who apparently
"owns the copyright of the
"first edition of these his-
"tories, be called Mr. Stone's
"employer: he merely so to
"speak, purchases his materials
"from her."

The same arguments apply
~~with greater force~~ in the present
case and the D.P.D. may, it is
submitted, be told that it does
not come within the purview of
art. 74 of C.S.R.

It is well for the Ed.
of the N^o 12 edn of every
copyright right the home
C.S.R. both so as to lay
themselves open to the
imputation of piracy
then Dale

2.508



Final no 3953-1 7D
19.9.08

7.9.08 7D. 100
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Draft please

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The draft placed below is for approval.

TK
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See
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190

C. No. 1961, From the \$-P-I., No. 5672, dated 1-9-1908

” ” ” ” ” ” ” ” ” ” 190

99 99 99 99 99 99 190

No. 675, dated 22-9-1908

mis.

With ref. to his R.C. no. 5872
dated 1st Sept. 1908, the D. P. I.
will be informed that the permission
of Govt is not necessary ^{the sale by} to Mr.
Mark Hunter's ~~copying~~ of his copyright
in his edition of "Carlyle's Hero as Poet."

$$\begin{array}{r} 7.7d. \\ \hline 21.908 \end{array}$$

21.9.08

Obs
21.9.8

1782

DESPATCHE

23 SEP 1908

9A

To The D.P.I. ~~for~~ ^{Pto}

When given for copying
When copied
When examined
When signed

190 .

READ AGAIN G.O., No. , DATED
190 .

CURRENT No.

ENCLOSURES TO C. No

ORDER OF GOVERNMENT.

LETTERS OF GOVERNMENT.

STATEMENT WITH DITTO.

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

A A A A A A A

N.B.—

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