

# Government of Madras.

EDUCATIONAL DEPARTMENT.

*Recd.*

*Regd.*

} 1909.

*Enclosures*

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G.O., No. 419, 15th July 1909.

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## Delegation of Powers.

Declining to extend the present powers of Superintending Engineers to sanction temporary exemption of unpassed men from the examination rules under article 4 (5) of the Public Service Notification.

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GOVERNMENT OF MADRAS.  
EDUCATIONAL DEPARTMENT.

READ—the following paper:—

Letter—from P. R. ALLEN, Esq., M.I.C.E., Superintending Engineer, III Circle.  
To—the Chief Engineer for Irrigation.  
Dated—Bellary, the 25th January 1909.  
No.—640.

Under article 4 (5) of the Public Service Notification revised up to 22nd December 1908, Superintending Engineers are empowered to sanction exemption from the provisions of article 1 thereof when the sanctioned pay of the appointment is not more than Rs. 25 *per mensem* in acting, sub. *pro tem.* and temporary vacancies of not exceeding 12 months in duration. I have the honour to point out, in reference to this provision, that this power vested in Superintending Engineers, can never be exercised in practice as there are no clerical appointments in the Public Works Department carrying a salary of Rs. 25. In the Public Works Department mufassal offices the lowest grade of clerks to which any educational test is prescribed being that of clerk IV, class III grade, on a salary of Rs. 20 rising to Rs. 30 by annual increments of Rs. 2, the salary of such appointments is under note (3) to the notification Rs. 30.

There will, of course, be short vacancies in this grade during the absence of the permanent incumbents on privilege leave, etc., and it would be a convenience and saving of much needless correspondence if the Superintending Engineers are empowered to sanction temporary exemptions in this class of appointments, subject, of course, to the condition that no more than the minimum pay of the grade will be allowed to the acting incumbent.

I accordingly request that you will be good enough to move Government and obtain orders in the matter.

Order—No. 419, Educational, dated 15th July 1909.

The Government see no reason to extend the powers of sanctioning temporary exemptions which Superintending Engineers now possess under article 4 (5) of the Public Service Notification.

(True Extract.)

W. FRANCIS,  
Ag. Secretary to Government.

To the Public Works Department.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 419, EDUCATIONAL,  
DATED 15TH JULY 1909.

[SUBJECT.—*Delegation of powers to Superintending Engineers to appoint unpassed men in acting and sub. pro tem. vacancies of posts carrying a salary of Rs. 20—30.*]

From the Public Works Department, dated 19th March 1909, No. 317.

Under article 4 (5) of the Public Service Notification, the Superintending Engineers can themselves sanction the appointment of unpassed men in acting and sub. *pro tem.* vacancies and in temporary posts in the following cases:—

- (1) when the vacancy does not exceed twelve months in duration;
- (2) when the sanctioned pay of the appointment is not more than Rs. 25 *per mensem*.

2. The Superintending Engineer, III Circle, however points out that the above-mentioned power can never be exercised in practice as there are no clerical appointments in the Public Works Department carrying a salary of Rs. 25. He states that in the mufassal offices of the Public Works Department, the lowest grade of clerks to which any educational test is prescribed is that of a clerk of the IV class, 3rd grade, on a salary of Rs. 20—2—30, which is equivalent to Rs. 30 as, for the purposes of the

*Fide* Note 3 on page 1 of Public Service Notification, progressive salaries should be calculated at the maximum pay of the appointment. He adds

that there will be short vacancies in this grade during the absence of the permanent incumbents on privilege leave, etc., and that it would be a convenience and a saving of much needless correspondence if the Superintending Engineers are empowered to sanction temporary exemptions in this class of appointments subject to the condition that no more than the minimum pay of the grade will be allowed to the acting incumbent.

3. It is for consideration whether the proposal of the Superintending Engineer may be approved.

C. S.—31-3-09.

The remarks of the Public Works Department may first be obtained u.o. on the proposal.

K. RANGASWAMI AIYANGAR—31-3-09.

C. A. SOUTER—1-4-09.

To the Public Works Department.

PUBLIC WORKS DEPARTMENT.

The Superintending Engineer's proposal would be a great convenience, and may be approved in the Public Works Department.

R. PARSONS—3-4-09.

P. HAWKINS—3-4-09.

To the Educational Department.

## EDUCATIONAL DEPARTMENT.

It is for consideration whether the Superintending Engineers may, subject to the condition that no more than the minimum pay of the grade will be allowed to the acting incumbent, be empowered to sanction the employment of unpassed candidates in acting and sub. *pro tem.* vacancies and in temporary posts in the Public Works Department when the sanctioned pay of the appointment is not more than Rs. 30 *per mensem*. If so, their powers will be equal to those that are now enjoyed by Collectors of districts—*vide* article 4 (4) of the Public Service Notification.

A. BUTTERWORTH.

candidates in acting and sub. *pro tem.* vacancies and in temporary posts in the Public Works Department when the sanctioned pay of the appointment is not more than Rs. 30 *per mensem*. If so, their powers will be equal to those that are now enjoyed by Collectors of districts—*vide* article 4 (4) of the Public Service Notification.

P.R.—28-4-09.

K. RANGASWAMI AIYANGAR—28-4-09.

The request of the Superintending Engineer seems reasonable and is not important. In these vacancies the unpassed man will draw only Rs. 20, a salary which is admissible to all unpassed men. There seems no objection at all to the proposal.

C. A. SOUTER—29-4-09.

I see no objection to this and in that case Government might give similar powers to the other officers mentioned in sub-paragraph (5) of paragraph 4 of the Public Service Notification and then combine sub-paragraphs (4) and (5) into a single sub-paragraph. There is no particular reason why a Collector should have power to exempt up to Rs. 30 and a District Judge, for example, up to only Rs. 25.

A. BUTTERWORTH—1-5-09.

I am entirely against this delegation. All the experience in the Educational Department shows that breaches of the examination rules and improper employment of unpassed men arise in the great majority of cases in the Public Works Department. Their officers have absolutely no conscience in the matter. One consequence has been frequently pointed out, that the Public Works Department offices have more incompetent establishments than any other: the reason being that passed men are deterred from entering largely because they have to enter into competition to such an extent with unpassed men, who have secured the favour of the Executive Engineer's office manager! There is no use in blinking this fact. The unpassed man is put in and his employment is at first kept *quiet* in some subordinate position: then he is promoted "temporarily" to a post for which he is not strictly qualified: a report is made that he is an excellent hand, that it would be hard to turn him out after having served for two years or so: so exemption is sought frequently long after it ought to have been: and under pressure the Educational Department has to give way. Qualified candidates know all this: and they refuse to take the risk of being passed over. Of course this repugnance cannot be got over all at once. And it is only by steady compliance with the rules that, so far as I can see, there is much chance of getting a better class of subordinate establishment in Public Works Department offices.

G. S. F[ORBES]—20-6-09.

Draft please.

L. M. WYNCH—2-7-09.

The draft order placed below is submitted for approval. It may issue with the concurrence of the Public Works Department.

P.R.—2-7-09.

T. KANAKASUNDARAM PILLAI—2-7-09.

C. A. SOUTER—2-7-09.

*To the Public Works Department.*

## PUBLIC WORKS DEPARTMENT.

Accepted.

F. J. WILSON—10-7-09.

*To the Educational Department.*

## EDUCATIONAL DEPARTMENT.

For perusal. The draft may issue.

W. FRANCIS—13-7-09.

Yes. I quite agree with Sir George Forbes.

M. H[AMMICK]—14-7-09.

Issue.

W. FRANCIS—15-7-09.

[G.O., No. 419, Educational, dated 15th July 1909.]

" " " " ..... , " ..... / X ..... 190

C. No. 630, From the Superintending Engineer No. 640, dated 25-1-1909

" " ..... ?      "      " ..... ?      " ..... ?      " .....

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" " " " " " "

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R. S.

No. 419, dated 15. 7. 1900

The Govt see no reason to extend the powers of sanctioning temporary exemptions which the Superintending Engineers now possess under Article 4(5) of the Public Service Notification.

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To, The R.W.D. <sup>Division</sup>  
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16-7-09

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LEGISLATIVE

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G.O., No. 419, dated 15-7-1909

Number of MS. pages sent { Correspondence including order or orders (b)  
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INSTRUCTIONS FOR THE PRESS.

(a) If, in the opinion of the Superintendent of the Press, a paper has been marked urgent unnecessarily, he should send the Press slip to the Deputy Registrar with a remark to that effect.

(b) Unless a note to the contrary is made against the matter, pencil entries should not be printed. The Superintendent of the Press may bring to the notice of the Deputy Registrar any instance of incomplete or careless editing.

(c) Signature copies of letters to the Secretary of State or to the Government of India should be printed on hand-made paper.

(d) This slip should be returned by the Press to the Secretariat when proofs are furnished; it will be sent back to the Press when proofs are returned corrected and should be finally returned to the Secretariat when struck-off copies are supplied.

(e) The names of the Secretary and Members should be printed in full when they occur on the right hand side, but only the first time when they appear on the left side, the initials alone being printed later.

\* Copies distributed on.....\*(Press Clerk.)

† Copies distributed on.....\*(Despatcher.)

A

Please send proof in triplicate. The papers have been carefully edited.

B

Proof returned corrected. Please strike off and send number of copies as indicated.

Type may be released after usual interval.  
at once.

C

As the matter is clear manuscript and has been carefully edited, (b) proof need not be sent. Please print and supply number of copies as indicated.

Type may be released after usual interval.

.....Clerk.

.....Clerk.

.....Clerk.

.....Supdt.

.....Supdt.

.....Supdt.

(b) Three copies of proof of all notes should be sent for approval, except when instructions are given to the contrary.

SPECIAL INSTRUCTIONS.

TO BE FILLED IN BY THE PRESS.

| Diary.                                        | Initials of Press official. |
|-----------------------------------------------|-----------------------------|
| Received in Press on.....                     | 25/7/09 [Signature]         |
| First proof furnished on.....                 | 26/7/09 [Signature]         |
| Call for revised proof received on.....       |                             |
| Revised proof furnished on.....               |                             |
| Corrected proof received for striking on..... | 28/7/09 [Signature]         |
| Final copies supplied on.....                 | 2/8/09 [Signature]          |

  

| Account of copies.                      | Complete copies. | Notes. | Issue copies. |
|-----------------------------------------|------------------|--------|---------------|
| Supplied to Secretariat for Record..... | 29               | 19     |               |
| " " " Issue.....                        | 11               |        |               |
| For Volumes.....                        | 16               |        |               |
| For E.T.....                            |                  |        |               |
| Total ...                               | 56               | 19     |               |