Government of Madras.

EDUCATIONAL DEPARTMENT

G.O., No. 527, 21st September 1909.

Delegation of Powers.

Addressing the Government of India on the subject of delegating to the Director of Public Instruction the power now vested in this Government of granting certain concessions to teachers and to students not already in Government service who are selected to undergo a course of training in a school, college or other institution.

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

Read.
Regd. } 1909. *Enclosures*
Spare copies

G.O., No. 527, 21st September 1909.

Delegation of Powers.

Addressing the Government of India on the subject of delegating to the Director of Public Instruction the power now vested in this Government of granting certain concessions to teachers and to students not already in Government service who are selected to undergo a course of training in a school, college or other institution.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

Read—the following papers:—

I

G.O., No. 352, Educational, dated 15th June 1909.

Abstract.—Requesting the Director of Public Instruction to amend the Educational Rules relating to concessions to teachers under training in accordance with the revised articles of the Civil Service Regulations on the subject.

II

Letter—from the Hon'ble Mr. A. G. Bourne, D.Sc., F.R.S., C.I.E., Director of Public Instruction, Madras.
To—the Secretary to Government, Educational Department (through the Accountant-General).
Dated—the 4th August 1909.
No.—Ref. on Cur. No. 4262.

With reference to G.O., No. 352, Educational, dated 15th June 1909, I have the honour to state that the Educational Rules which require amendment in accordance with the revised articles 160-A, 203-A, 411 and 1138-A of the Civil Service Regulations are rules 122 (3) and 123. The opportunity may also be taken to revise rule 122 (1) and (2) with reference to rule 2 of article 57 of the Civil Service Regulations.

2. It seems to me that, if every case of individual concession is to be reported to Government for orders, it would lead to a great deal of correspondence and delay which, considering the nature of these concessions, seems hardly necessary. I would suggest, therefore, that the powers now vested in Government by these revised regulations be delegated to me Should Government agree to this proposal, rules 122 and 123 of the Madras Educational Rules may be amended as shown below:—

Salaries, etc., and travelling allowance of teachers under training.

"The salaries and travelling allowances of teachers employed in schools under public management who are selected to undergo training (including students selected with a view to employment in such schools) shall be settled by the Director of Public Instruction, the President of the Local Board or the Chairman of the Municipal Council, as the case may be. The Director may also at his discretion decide whether the time thus spent in training shall count as service qualifying for increments of pay, for leave and for pension. Private students shall be allowed travelling allowance from public funds for a single journey on joining the institutions in accordance with the following rules:—

"(i) Collegiate and secondary grade students shall be treated as third-class officers under article 1002 of the Civil Service Regulations drawing less than Rs. 50, and shall receive travelling allowance as for journeys on transfer.

"(ii) Elementary grade students shall be treated as fourth-class officers, not ministerial or menial, and shall receive travelling allowance as for journeys on transfer.

"(iii) The station from which travelling allowance is admissible to students of any grade shall be the school which they leave for the course of training or, in the case of those who are not employed in a school, their place of residence as shown in their application for admission

"(iv) The allowances shall be drawn in consolidated bills by the Principals in the case of training colleges, and by the Headmaster or Headmistress in the case of training schools, the bills in the case of training schools being countersigned by the Inspector of European and Training Schools or by the Inspectress of the circle."

The last sentence in the suggested amendment is in accordance with G.O., No. 783, Educational, dated 23rd November 1908.

III

Endorsement by the Accountant-General, No. T.M. 24-2/6240, dated 12th August 1909.

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

2. The proposal of the Director of Public Instruction, that the power now vested in Local Governments should be delegated to him, requires the sanction of the Government of India.

A. Montagu Brigstocke,
Accountant-General.

Order—No. 527, Educational, dated 21st September 1909.

The Government of India will be addressed.

[Here enter letter No. 528, Educational, dated 21st September 1909.]

(True Extract.)

W. Francis,
Ag. Secretary to Government.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

No. 528.

4

From

W. FRANCIS, Esq., I.C.S.,

Acting Secretary to the Government of Madras,

Educational Department,

To

THE SECRETARY TO THE GOVERNMENT OF INDIA,

HOME DEPARTMENT.

Dated Ootacamund, the 21st September 1909.

SIR,

I am directed to address you on the subject of delegating to the Director of Public Instruction the power now vested in the Local Government of granting certain concessions to teachers and to students not already in Government service who are selected to undergo a course of training in a school, college or other institution.

2. Articles 160-A, 203-A, 411 and 1138-A of the Civil Service Regulations, as they stood before they were amended by the 423rd list of corrections, dated 15th February 1909, allowed the time spent by teachers in pensionable Government service undergoing a course of instruction at any training school or college to count towards increments of pay and towards pension and also permitted the payment to such teachers of the travelling allowance of their class for journeys to and from the training institutions. These concessions, for which the specific sanction of Government was not required in individual cases, were embodied in the Educational Rules of this Presidency. But the articles of the Civil Service Regulations above referred to, as now amended, vest the power of granting the concessions in the Local Government and, as pointed out by the local Accountant-General, the wording of the amended articles requires that each individual application for the grant of any of the concessions should hereafter be dealt with by the Local Government.

3. The Educational Rules of this Presidency further provide that a teacher in Government service sent for training may be permitted to draw, in addition to the stipend allowed for students under training, a portion of the pay of his appointment not exceeding one-half, the other half being paid to his *locum tenens*, and under this provision, the Director of Public Instruction has hitherto decided what portion of his pay should be allowed to a teacher employed in a Government school who has been deputed for training. But the newly-inserted rule 2 to article 57 of the Civil Service Regulations supersedes the provision in the Educational Rules and requires the Local Government to decide in each case what pay should be allowed during the period of a teacher's deputation for training.

4. The Director of Public Instruction urges, and the Government agree with him, that if under the abovementioned rules of the Civil Service Regulations, as now amended, each individual application for these unimportant concessions must be submitted to Government for orders, it will lead to much unnecessary correspondence and delay. In the latest year for which figures are available, 2,715 students were under training in this Presidency. The Governor in Council therefore considers that the powers of the Local Government under articles 160-A, 203-A, 411 and 1138-A and rule 2 to article 57 of the Civil Service Regulations should be delegated to the Director of Public Instruction. I am accordingly directed to request that the Government of India will be pleased to empower the Local Governments to delegate to the Director of Public Instruction the power now vested in them by rule 2 to article 57 of the Civil Service Regulations and the amended articles 160-A, 203-A, 411 and 1138-A.

I have the honour to be,

Sir,

Your most obedient servant,

W. FRANCIS,
Ag. Secretary to Government.

5

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., Nos. 527, 528, EDUCATIONAL, DATED 21ST SEPTEMBER 1909.

[SUBJECT.—*Modification of Rules* 122 *and* 123 *of the Madras Educational Rules.*]

From the Director of Public Instruction, dated 4th August 1909, *No.* 4262.

The Government of India having amended articles 160-A, 203-A, 411 and 1138-A of the Civil Service Regulations, the Director of Public Instruction was requested in G.O., No. 352, Educational, dated 15th June 1909, to revise the Educational Rules in accordance with the amended articles of the Civil Service Regulations.

2. Articles 160-A, 203-A, 411 and 1138-A of the Civil Service Regulations originally stood as follows:—

160-A. The time spent by teachers in pensionable Government service undergoing a course of instruction at any training school or college in the Madras and Bombay Presidencies, Bengal, the United Provinces, Punjab, Burma and the Central Provinces counts towards increments of pay.

203-A. The time spent by teachers in pensionable Government service undergoing a course of instruction at any training school or college in the Madras and Bombay Presidencies, Bengal, the United Provinces, Punjab, Burma and the Central Provinces does not count as service for leave but does not cancel any leave previously earned.

411. The following subordinates in pensionable Government service count as service for pension the time spent in undergoing a course of instruction at the training institutions named:—

Subordinates.	Training institutions.
1. Teachers in the Madras and Bombay Presidencies, Bengal, United Provinces, Punjab, Burma and the Central Provinces.	Any Training School or College.
2. All subordinates in the Madras and Bombay Presidencies.	Any Normal and Agricultural School or College.
3. Members of the Subordinate Forest Service.	Imperial Forest School, Dehra Dun.
4. Compounders in the Punjab	Medical College, Lahore.*

* Count a period not exceeding one year.

1138-A. Teachers in pensionable Government service who are selected to undergo a course of instruction at any training school or college in the Madras and Bombay Presidencies, Bengal, the United Provinces, Punjab, Burma and the Central Provinces may be granted travelling allowance of their classes for the journeys to and from the training institution.

3. As now revised by the Government of India, they stand as shown below:—

160-A. A Local Government may at its discretion decide, in the case of an officer who is selected to undergo a course of training in a school, college, or other institution, whether the time spent in training shall count as service qualifying for increments of pay.

203-A. A Local Government may at its discretion decide, in the case of a subordinate officer who is selected to undergo a course of training at a school, college, or other institution, whether the time spent in training shall count as service qualifying for leave; and also whether or not such time shall be regarded as an interruption entailing forfeiture of leave already taken.

411. A Local Government may at its discretion decide, in the case of an officer (including a person in training for, but not actually appointed to, Government service), who is selected to undergo a course of training at any school, college, or other institution, whether the time spent in training shall count as service qualifying for pension.

1138-A. A Local Government may at its discretion decide, in the case of an officer including a student not already in Government service, who is selected to undergo a course of training at any school, college, or other institution, whether any, and if so what, travelling allowance should be allowed for journeys to and from the training institution either on joining or leaving such institution at the beginning or termination of the period of training or on the occasion of holidays and vacations.

4. The articles, as they originally stood, allowed the period spent by teachers under training to qualify for increments of pay, leave and pension, and permitted the payment of travelling allowances to teachers and students for journeys on joining and leaving the training institutions. These concessions are embodied in rules 122 (3) and 123 of the Madras Educational Rules and no special sanction of Government is necessary to their application to any particular case. But the articles as now amended vest the power of granting the concessions in the Local Government and each case will, hereafter, have to be submitted to the Local Government and to be dealt with by Government on its merits.

5. The Director of Public Instruction, however, considers that, if every case of individual concession is to be reported to Government for orders, it would lead to a great deal of correspondence and unnecessary delay. He therefore suggests that the powers now vested in Government by the amended articles be delegated to him and submits a draft rule in accordance with his suggestion. This suggestion will, as pointed out by the Accountant-General, require the sanction of the Government of India. If, however, the Director of Public Instruction were required to submit to Government in the form of a statement a list of all cases requiring orders under the amended provisions of the Civil Service Regulations once a year or once a half-year, this will do away with the increase of correspondence referred to by the Director of Public Instruction and will at the same time avoid a reference to the Government of India.

6. It is for consideration whether the Government of India may be addressed to empower the Local Governments to delegate their powers to the Director of Public Instruction or whether the alternative suggestion above made may be adopted.

T. Kanakasundaram Pillai—25-8-09.

It does not appear that there will be many references to the Local Government under the revised articles 160-A, 203-A and 411 of the Civil Service Regulations, but the number of references under revised article 1138-A will, it is feared, be very large. The total number of students (masters and mistresses) under training in each of the last three years was 2,058, 1,819 * and 2,715, * respectively, and with the reorganization of training schools now under contemplation, the number may be expected to increase still further. If each individual case under article 1138-A were to come up to Government for orders, this will greatly increase the work of the Director of Public Instruction's office and of the Secretariat. If it is considered that there are not sufficient grounds for addressing India asking for the delegation to the Director of Public Instruction of the powers of the Local Government under the provisions of the Civil Service Regulations above referred to, the best course seems to be to call on the Director of Public Instruction to submit all such cases for sanction of Government in a consoildated tabular form with his recommendations in each case once a year or once every half-year.

* *Vide* Table 64 on page 122 of Vol. II of Public Instruction Report for 1907-1908.

K. Rangaswami Aiyangar—26-8-09.

The matter seems so petty that I submit that India should be addressed and that there is no need at all for the orders of Government. No reasons have been given for the amendments before which the Director of Public Instruction had full power in the matter. The submission of a list is only a subterfuge.

C. A. Souter—26-8-09

Submitted that India should be asked to allow the powers to be delegated to the Director of Public Instruction.

W. Francis—27-8-09.

The draft rule has been examined, as directed by the Secretary. It appears to be all right except in regard to the second sentence in which a slight addition is proposed. The third sentence reproduces the rules approved in G.O., No. 783, Educational, dated 23rd November 1908.

K. Rangaswami Aiyangar—30-8-09.

Submit to Honourable Member

C. A. Souter—31-8-09.

I agree.

M. H[ammick]—6-9-09.

Draft please.

W. Francis—7-9-09.

Draft submitted for approval.

T.K.—8-9-09.

K. Rangaswami Aiyangar—9-9-09.

C. A. Souter—9-9-09.

Issue.

W. Francis—10-9-09.

[G.O., Nos. 527, 528, Educational, dated 21st September 1909.]

[E.]

2,500—13-7-08

EDUCATIONAL DEPARTMENT

CURRENT FILE.

CONTENTS.

	From	Number.	Date.	Pages.
[1545]	D.P.I.	4262	4-8-09	1 to 4
	Educ—			

[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.
352	15-6-09	SC		
783	23-11-08	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.

Educational Department.

Read again G.O.No.352, Edl., dated 15-6-1909.

Read also C.No.1545, from the D.P.I., No.4262, dated 4th August 1909.

ORDER: 527
P.S. 21-9-09

The Government of India will be addressed.

Not for E.J.

7.H. 8-9-09 RD 9.9.09 Cal 9.9.9.

LETTER: 528
To 21-9-09

The Secretary to the Govt. of India,
Home Department.

Sir,

I am directed to address you on the subject of delegating to the D.P.I. the power now vested in the Local Government of granting certain concessions to teachers and to students not already in Government service who are selected to undergo a course of training in a school, college or other institution.

2. Articles 160-A, 203-A, 411 and 1138-A of the Civil Service Regulations, as they stood before they were amended

by the 423 rd list of corrections dated 15th February 1909, allowed the time spent by teachers in pensionable Government service undergoing a course of instruction at any training school or college to count towards increments of pay and pension and permitted the payment to such teachers of travelling allowance of their classes for journeys to and from the training institutions. These concessions, for which the specific sanction of Government was not required in individual cases, were embodied in the Educational Rules of this Presidency. But the articles of the Civil Service Regulations above referred to as now amended, vest the power of granting the concessions in the Local Government and, as pointed out by the local Accountant-General, the wording of the amended articles requires that each individual application for the grant of any of the concessions under them should hereafter be dealt with by the Local Government.

Rules 122 (3) & 123
Pages 33 & 34 of the book

3. The Educational Rules of this Presidency further provide that a teacher in Government service sent for training may be permitted to draw, in addition to the stipend allowed for students under training, a portion of the pay of his appointment not exceeding one-half, the other half being paid to his locum tenens, and under this provision

Rule 122 (1).
Page 33 of the book.

7 10 9P

employed in a Govt School, who has been

provision the D.P.I. has hitherto been deciding what portion of this pay should be allowed to a teacher deputed for training. But the newly inserted Rule 2 to Article 57 of the Civil Service Regulations, supersedes the provision in the Educational Rules and requires the Local Government to decide in each case what pay should be allowed during the period of a teacher's deputation for training.

4. The D.P.I. urges, and the Government agree with him, that it under the above mentioned rules of the Civil Service Regulations, as now amended, each individual application for concessions of these nature must be submitted to Government for orders, it will lead to much unnecessary correspondence and delay, ~~which would be incommensurate with the advantages of the arrangement and which would be hardly necessary, having regard to the nature of the concessions.~~ The Governor in Council therefore considers that the powers of the Local Government under Articles 160-A, 203-A, 411 and 1138-A and Rule 2 to Article 57 of the Civil Service Regulations should be delegated to the D.P.I. I am accordingly directed to request that the Government of India will be pleased to empower the Local Governments to delegate to the D.P.I. the power now vested in them by Rule 2 to Article 57 of the Civil Service

In the latest year for which figures are available, 2,715 students were under training in this Residency.

6.6

Service Regulations and the amended articles 160-A, 203-A, 411 and 1138-A.

I have etc.

[E. & L. / 42.]

1,500—10-8-08.

PRESS SLIP.

4

ORDINARY. **PREFERENCE.** **URGENT** (*a*).

EDUCATIONAL / ~~LEGISLATIVE~~ DEPARTMENT.

12

Current No. 1545., dated 14-8-1909.

G.O., No. ....., dated ..... 190 .

Number of MS. pages sent { Correspondence including order or orders (*b*) 8 / Notes (*b*¹) 4 & 5

Docket. Delegation of Powers.

Addressing the Govt. of India on the subject of delegating to the D.P.I. the powers now vested in the Local Govt. of granting certain concessions to teachers & to students not already in Govt. Service, who are about to undergo a course of training in a School, College or other institution

Number (*c*) of copies required when struck off (*not including copies for volumes and editors' table which are retained in the Press*).		Complete Correspondence and orders.	Notes
FOR RECORD.*			
Madras Records		4 O.	2 O.
Ooty Records		1 O.	5
For filing with original		1	1
	Total ...	51	26

FOR ISSUE.†

	Letter only.	Complete G.O.	Special issue copies of G.O. (*b*) No.	Special issue copies of G.O. (*b*) Papers.	Notes.
Signature copies	1				
India Office					
~~Govt. of India~~ ..... Dept.					
Public Department					
Judicial Department					
Financial Department					
Revenue Department					
Public Works Department					
Local and Municipal Department					
Govt. of India Home Dept.	56				
			Total ...		
Spare copies. The Director of Public Instruction					
The Comr. for Govt. Examinations					
The Superintendent, Govt. Museum					
The Surgeon-General					
The Accountant-General					
The Collector of					
The P. D. B.					
The					
The					
The					
The					
The					
The					
The					
The					
Total ...	50				

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

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

* *To be initialled and dated.*

INSTRUCTIONS FOR THE SECRETARIAT.

(*a*) If a paper is marked to be printed urgently, the Superintendent of the section concerned should sign the Press slip. The Superintendent should exercise a careful discretion in the matter.

(*b*) Each letter, memorandum, or order, or set of orders, in the file of correspondence should be headed in succession with the Roman numeral I, II, III, etc., the number being written in red ink or blue chalk above the item. The particular papers to be printed in the special issue-copies should be indicated by the Roman numeral (I, II, etc.) by which that item has been headed in the correspondence file. All matter, including marginal remarks or references, to be printed should be written in ink and matter which should not be printed should be encircled. Initials and signatures that are not quite legible should be re-written distinctly.

(*b*¹) For rules regarding printing of notes, see the rules in G.O., No. 1220, Public, dated 30th November 1900.

(*c*) The number of copies and the details of distribution should be filled in by the Superintendent or Referencer concerned.

(*d*) In the absence of special instructions to the Press to keep matter standing for a specified period, ordinary papers of 8 pages and under will be kept standing for *one* week, and larger papers for *two* weeks only. *The type of notes and of all confidential papers is distributed immediately after striking.*

(*e*) This slip, properly and completely filled in, should accompany every paper sent to Press; it will be returned by the Press when proofs are furnished; it should be sent to the Press when a call is made for revised proofs or when a corrected proof is sent for striking. When finally returned by Press it should be filed with the original order or letter.

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.

P.T.O.

TO PRESS, MADRAS. / OOTY.

A	B	C
Please send proof in triplicate. The papers have been carefully edited.	Proof returned corrected. Please strike off and send number of copies as indicated.	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 / at once.	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 10-9-09	
First proof furnished on 16/9	
Call for revised proof received on	
Revised proof furnished on	
Corrected proof received for striking on 21/9	
Final copies supplied on	

Account of copies.	Complete copies.	Notes.	Issue copies.
Supplied to Secretariat for Record			
„ „ „ Issue			
For Volumes			
For E. T.			
Total ...			

rst copy sent to Press.

turned for signature.

spatched in Print.

NUMBER OF COPIES REQUIRED. { Order complete / Letter only / Order complete with Letter.

13

AD AGAIN G.O., No. DATED
190

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

Q

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

N.B.—

A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.