

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1910.

Enclosures

Spare copies

G.O., etc., Nos. 665, 666, 22nd November 1910.

Code of Regulations for European Schools.

Making certain modifications in the —.

Government of Madras.

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2

*Recd.*

*Enclosures*

1910.

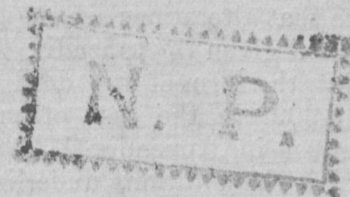
*Regd.*

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G.O., etc., Nos. 665, 666, 22nd November 1910.

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Code of Regulations for European Schools.

Making certain modifications in the —.

## GOVERNMENT OF MADRAS.

## EDUCATIONAL DEPARTMENT.

READ—the following papers:—

## I

G.O., No. 236, Educational, dated 26th April 1909.

ABSTRACT.—Approving the form submitted by the Director of Public Instruction of the trust-deed to be executed by Managers of European schools receiving building grant.

## II

G.O., etc., Nos. 341-342, Educational, dated 13th June 1910.

ABSTRACT.—Accepting the proposals of the Director of Public Instruction to amend the form the trust-deed to be executed by Managers of European schools in connection with building grants so as to limit the duration of the trust to twenty years and requesting him to submit a draft of the necessary alterations in the Code of Regulations for European schools.

## III

Letter—from the Hon'ble Mr. J. H. STONE, M.A., F.R.H.S., Acting Director of Public Instruction, Madras.

To—the Secretary to Government, Educational Department.

Dated—the 27th October 1910.

No.—Ref. on Cur. 8782/06.

With reference to paragraph 3 of G.O., No. 341, Educational, dated 13th June 1910, I have the honour to state that alterations are required only in articles 56 and 60 of, and in the form of trust deed given in Appendix III to, the Code of Regulations for European Schools, and in the form of the deed approved in G.O., No. 236, Educational, dated 26th April 1909, in the case of managers who are unable to execute the deed in the form given in Appendix III owing to the operation of the Canon Law. I beg to suggest that the additions underlined below may be inserted in articles 56 and 60:—

Article 56.—In making an application . . . . . in the standard form given in either Appendix III A or Appendix III B to the Code whichever may be required, or in such other . . . . . Local Government.

Article 60.—If any building . . . . . made by the Government is, prior to the lapse of 20 years from the date of payment of the grant diverted to . . . . . in the trust deed.

2. In regard to the form of trust deeds, the words “within 20 years from the date hereof” may be inserted in the places noted in the copies of the forms submitted herewith, and the two forms may appear as Appendix III-A and Appendix III-B respectively to the Code.

Order—No. 665, Educational, dated 22nd November 1910.

The following modifications will be made in the Code of Regulations for European schools:—

(i) Article 56.—For the words “in appendix III to the Code” substitute the words “in either appendix III-A or appendix III-B to the Code whichever may be required”.

(ii) Article 60.—For the word “subsequently” substitute the words “prior to the lapse of twenty years from the date of payment of the grant”.

(iii) Appendix III.—For the existing form of trust-deed substitute the following:—

## APPENDIX III-A.

## Form of Trust Deed.

THIS INDENTURE made the . . . . . day of . . . . . 19 . . . . ., BETWEEN . . . . . hereinafter called the said trustees of the . . . . . one part and THE SECRETARY OF STATE FOR INDIA IN COUNCIL hereinafter called the said Secretary of State of the other part WHEREAS the piece or parcel of land hereinafter described and expressed to be hereby assured is now vested in the said trustees as managers and Trustees of the . . . . . school.

Name of school. Here state the purpose for which the money is required. AND WHEREAS the said trustees have applied to the said Secretary of State for a grant-in-aid of . . . . .

AND WHEREAS the Director of Public Instruction . . . . . acting for and on behalf of the said Secretary of State has satisfied himself that the site plans estimates and specifications of the said buildings are suited to the school and that the title to the said land forming the site is in order and has accordingly sanctioned a grant of Rs. . . . . to be paid to the said trustees on their completing the said buildings to his satisfaction and in accordance with the plan and specification aforesaid in consideration of their executing in favour of the said Secretary of State such conveyancer assurance as is hereinafter contained NOW THIS INDENTURE WITNESSETH that in pursuance of the said agreement in this behalf and in consideration of the said grant-in-aid or sum of Rs. . . . . to be hereafter paid as aforesaid by the said Secretary of State to the said trustees they the said trustees do and each of them doth hereby grant convey and assign unto the said Secretary of State his successors and assigns all that piece or parcel of land situate in the registration district of . . . . . sub-district of . . . . . and thannah of . . . . . containing by estimation an area of . . . . . and bounded on the north by . . . . . on the east by . . . . . on the west by . . . . . together with all and singular the buildings and erections now being or which may hereafter be thereon expressly including the said buildings to be erected as aforesaid and all rights easements and appurtenances whatsoever usually held or occupied therewith or reputed to belong or be appurtenant thereto and also all furniture fixtures fittings maps and other school apparatus school-books and chattels for the time being in and belonging to or used or to be used for the said school and all the estate right title interest claim and demand of the said trustees in to and upon the said hereditaments and premises TO HAVE AND TO HOLD the said piece or parcel of land hereditaments chattels and effects and all other the premises expressed to be hereby assured unto and to the use of the said Secretary of State his successors in office and assigns according to the nature and tenure thereof respectively upon the trusts nevertheless and to and for the intents and purposes following that is to say upon trust to permit the same hereditaments and premises to be used as a school for the education of European children the said school to be managed and conducted in all respects in accordance with the rules and regulations for the time being in force of the Education Department in . . . . . and to be always open at all times to the inspection of the Director of Public Instruction in . . . . . for the time being or of any officers of Government appointed for that purpose and upon further trust in case the said trustees or their successors in that office shall at any time within 20 years from the date hereof fail to maintain and keep in good and substantial order and repair and condition the buildings to be erected in the said hereditaments and premises to the end that the same may be always efficient for use for the purposes of the said school or if the said school shall at any time within 20 years from the date hereof cease to exist or cease to be conducted in accordance with the foregoing rules then and in any of such cases to forthwith make sale and absolutely dispose of the said hereditaments and premises and apply the proceeds of such sale after payment thereof of all costs and expenses attending the same in or towards recouping or reimbursing to the said Secretary of State his successors or assigns the said grant-in-aid or sum of Rs. . . . . and pay the surplus if any to the said trustees parties hereto or other the trustees or trustee for the time being of the said school IN WITNESS whereof the said parties to these presents have hereunto set their respective hands and seals the day and year first above written.

Signed sealed and delivered by the abovenamed }  
in the presence of }  
Signed sealed and delivered by the Director of }  
Public Instruction of Madras for and on behalf of }  
His Excellency the Governor of Madras acting (in }  
the premises) for and on behalf of the Secretary }  
of State for India in Council in the presence of }

## APPENDIX III-B.

*Form of Trust Deed.*

THIS INDENTURE made the            day of            19    between hereinafter called "the said Trustee" of the one part and the SECRETARY OF STATE FOR INDIA IN COUNCIL hereinafter called "the said Secretary of State" of the other part WHEREAS the piece or parcel of land hereinafter described and expressed to be hereby assured is now vested in the said Trustee as Trustee of the            AND WHEREAS the said Trustee has applied to the said Secretary of State for a grant-in-aid of            AND WHEREAS the Director of Public Instruction for the Presidency of Madras acting for and on behalf of the said Secretary of State has satisfied himself that the said piece or parcel of land and buildings are suited to the said school and that the title to the said land is in order and has accordingly sanctioned a grant of            to be paid to

the said Trustee in consideration of <sup>his</sup><sub>her</sub> executing in favour of the said Secretary of State such conveyance or assurance as is hereinafter contained NOW THIS INDENTURE WITNESSETH that in pursuance of the said agreement in this behalf and in consideration of the said grant-in-aid or sum of            to be hereafter paid as aforesaid by the said Secretary

of State to the said Trustee <sup>he</sup><sub>she</sub> the said Trustee doth hereby grant convey and assign unto the said Secretary of State his successors and assigns ALL THAT piece or parcel of land

together with all and singular the buildings and erections now being or which may hereafter be thereon and all rights easements and appurtenances whatsoever usually held or occupied therewith or reputed to belong or be appurtenant thereto and also all furniture fixtures fittings maps and other school apparatus school books and chattels for the time being in and belonging to or used or to be used for the said school and all the estate right title interest claim and demand of the said Trustee in to and upon the said hereditaments and premises TO HAVE AND TO HOLD the said piece or parcel of land hereditaments chattels and effects and all other the premises expressed to be hereby assured unto and to the use of the said Secretary of State his successors in office and assigns according to the nature and tenure thereof respectively upon the trust nevertheless and to and for the intents and purposes following that is to say upon trust to permit the same hereditaments and premises to be used as a school for the education of European children the said school to be managed and conducted in all respects in accordance with the rules and regulations for the time being in force of the Education department in the Madras Presidency and to be always open at all times to the inspection of the Director of Public Instruction in such Presidency for the time being or of any officers of Government appointed for that purpose and upon further trust in case the said

Trustee or <sup>his</sup><sub>her</sub> successors in that office shall at any time within twenty years from the date hereof

fail to maintain and keep in good and substantial order and repair and condition the buildings erected on the said hereditaments and premises to the end that the same may be always efficient for use for the purposes of the said school or if the said school shall at any time within twenty years from the date hereof cease to exist or cease to be conducted in accordance with the foregoing rules and if in any of such cases the said Trustee or <sup>his</sup><sub>her</sub> successors in that office shall fail

to repay to the said Secretary of State the said grant-in-aid or sum of            or such lesser amount as may be determined by the Government of Madras then to make sale and absolutely dispose of the said hereditaments and premises and apply the proceeds of such sale after payment thereof of all costs and expenses attending the same in or towards recouping or reimbursing to the said Secretary of State his successors or assigns the said grant-in-aid or sum of            and pay the surplus if any to the said Trustee or other

the Trustees or Trustee for the time being for the said school PROVIDED ALWAYS that the said Secretary of State his successors or assigns shall not exercise the said trust for sale unless and until he or they shall have served on the said Trustee or <sup>his</sup><sub>her</sub> successor or successors in that office a

notice in writing requiring payment of the said grant-in-aid or sum of            or other the amount to be fixed by the Government of Madras and default shall have been made in payment thereof for three calendar months after such service PROVIDED ALSO

and it is hereby agreed and declared that if the said Trustee or <sup>his</sup><sub>her</sub> successor or successors in

that office shall at any time repay to the said Secretary of State his successors or assigns the said grant-in-aid or sum of            or other the amount to be

fixed by the Government of Madras the said Secretary of State his successors or assigns shall

reconvey and reassign unto the said Trustee or <sup>his</sup><sub>her</sub> successor or successors in that office for the

time being or as <sup>he</sup><sub>she</sub> or they may direct the said hereditaments and premises hereby expressed

to be hereby granted conveyed and assigned IN WITNESS whereof the said parties to these presents have hereunto set their respective hands and seals the day and year first above written.

Signed sealed and delivered by the above-  
named            in the  
presence of

Signed sealed and delivered by the Director  
of Public Instruction of Madras for and on  
behalf of His Excellency the Governor of Madras  
acting (in the premises) for and on behalf of the  
Secretary of State for India in Council in the  
presence of

(True Extract.)

L. DAVIDSON,  
*Ag. Secretary to Government.*

To the Director of Public Instruction.  
Gazette.  
Editors' Table (order only).

Endorsement—No. 666, Educational, dated 22nd November 1910.

Copy to the Government of India, Home Department, in continuation of  
Endorsement No. 342, dated 13th June 1910.

L. DAVIDSON,  
*Ag. Secretary to Government.*

NOTES CONNECTED WITH G.O., Nos. 665, 666, EDUCATIONAL, DATED  
22ND NOVEMBER 1910.

[SUBJECT.—*Alterations in the Code of Regulations for European Schools.*]

*From the Director of Public Instruction, dated 27th October 1910, No. 8782.*

The Director of Public Instruction suggests that certain alterations may be made in articles 56 and 60 and in appendix III of the Code of Regulations for European Schools.

2. In G.O., No. 341, Educational, dated 13th June 1910, the Government accepted the proposal of the Director of Public Instruction to insert in the Code of Regulations for European Schools a provision similar to that contained in article 54 of the Grant-in-Aid Code, limiting to twenty years the period during which managers of European schools receiving building grants should bind themselves not to divert to other than educational purposes the building for which they had drawn a grant from Government; and they requested the Director of Public Instruction to submit for approval a draft of the necessary alterations to be made in the Code.

3. In compliance with the above request, the Director of Public Instruction now suggests that for the word "subsequently" in line 2 of article 60 of the Code may be substituted the words "prior to the lapse of twenty years from the date of payment of the grant," and that the words "within twenty years from the date hereof" may be inserted in two places in the form of the trust-deed to be executed by managers of European schools receiving building grants, which is given in appendix III to the Code, and in the form of trust-deed approved in G.O., No. 236, Educational, dated 26th April 1909, to be executed by missionary managers of schools who are prevented by Canon Law from executing a trust-deed in the form given in appendix III. The words which the Director of Public Instruction proposes to insert in article 60 and in the forms of trust-deed are similar to those used to secure the same object in article 54 of the Grant-in-Aid Code and in the forms of mortgage-deeds given in appendices O and P thereto, and may be approved.

3. The Director's further proposal that the two forms of trust-deed, modified as suggested in the preceding paragraph, may appear as appendix III-A, and appendix III-B of the Code seems to be unobjectionable and may also be accepted. If this is accepted, the proposal to modify article 56 of the Code by substituting the words "in either appendix III-A or appendix III-B to the Code, whichever may be required," for the words "in appendix III to the Code," which is merely consequential, may be sanctioned.

4. The draft order is for approval.

T.K.—14-11-10.

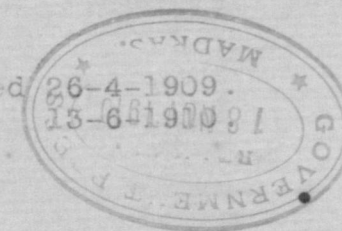
K. RANGASWAMI AIYANGAR—15-11-10.

The alterations proposed carry out the orders of Government Issue draft.

C. A. INNES—18-11-10.

[G.O., Nos. 665, 666, Educational, dated 22nd November 1910.]

Read again G.O. No. 213 Edl., dated 26-4-1909.  
341



Read also:-

C.No. 2121, from the Director of Public Instruction, No. 8782, dated 27-10-10

ORDER:- *11-6-5-822-11-10*  
P. S.

The following modifications will be made in the Code of Regulations for European Schools:-

(i) Article 56. For the words "in Appendix III to the Code" substitute the words "in either Appendix III A or Appendix III B to the Code whichever may be required".

(ii) Article 60. For the word "subsequently" substitute the words "prior to the lapse of twenty years from the date of payment of the grant."

(iii) Appendix III. For the existing form of trust deed substitute the following:-

(H.E. the forms on pages 3 to 13 of current file).

T.R.  
(4-11-10)

*AD*  
15-11-10

*Cal*  
10/11

To

The D.P.I.  
Gazette

*10/24/5588/22/11. 11/12*

ENDORSEMENT.- No. *666* dated 22-11-10

Copy to the Government of India,

Home Department in continuation of

Endorsement No. 342 dated 13th June 1910.

*10-4 of 80. No. 341 Edl. VII*  
*13-6-10*

*10*  
*15-11-10*  
*11/12*

*Order only to be placed on 11*

*11/12*

*Issue in print*  
*7/12*  
*18/11*

ORDINARY

PREFERENCE.

URGENT (a).

EDUCATIONAL  
LEGISLATIVE DEPARTMENT.

Current No. 2121..., dated ..... 190 .  
G.O., No. 1, dated ..... 190 .

Number of MS. pages sent { Correspondence including order or orders  
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Notes. (b<sup>1</sup>)

Docket. *Code of Regulations for European School - Making certain modifications in the*

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- (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<sup>1</sup>) 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.

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- (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.
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18/11/10

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18/11/10

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