

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1910.

Enclosures

Spare copies

G.O., No. 694, 2nd December 1910.

Fees in the Board Secondary School, Kollegal.

Declining to treat Kollegal as a backward locality in regard to the levy of fees at two-thirds the standard rates in the Board secondary school at that place and passing orders as to the introduction of the standard rates of fees prescribed in rule 99 of the Madras Educational Rules in those schools.

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GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following papers:—

I

Letter—from M.R.Ry. N. GOPALASWAMI AIYANGAR AVARGAL, B.A., B.L., President, Taluk Board, Kollegal.

To—the Secretary to Government, Local and Municipal Department (through the President, District Board, Coimbatore).

Dated—the 7th August 1910.

No.—Ref. on C. 339-T.B.

I have the honour to report that with reference to G.O., No. 271, Educational, dated 21st May 1910, I instructed the Headmaster, Board Secondary School, Kollegal, to levy, with effect from 1st July 1910, two-thirds of the rates shown in the note on page 6 of the Government order. A copy of the rates approved by me was communicated to the Inspector of Schools, V Circle, for information, and he raised the objection that my order to levy two-thirds of the rates was *ultra vires*. I pointed out to him in reply that only two-thirds of the old standard rates was being levied till the receipt of the Government order in question on the ground that Kollegal was a backward locality. The suggestion of the Inspector was that I should either revert to the *status quo* or levy the full new rates. The latter would have caused hardship and I informed the Inspector that to go back to the old rates would be *ultra vires* in more than one respect. The Inspector appears meanwhile to have applied for instructions from the Director who ruled that the revised fee notification "supersedes all special orders sanctioning any lower rate of fees issued on the subject prior to the date of this notification." On a copy of this order being communicated to me, I placed the matter before my Taluk Board and a copy of their resolution is communicated herewith.

2. Kollegal was expressly included among the backward localities in G.O., No. 636, Educational, dated 14th October 1902, which accorded sanction for another five years for the levy of two-thirds of the standard rates of fees. This sanction expired in 1907, and I have not been able to find any subsequent Government order, in 1907 or after, renewing the concession. But two-thirds rates have continued to be levied even after 1907 and the Educational officers who inspected the school in 1907 and 1908 do not appear to have noticed the want of further sanction. The Director of Public Instruction was also aware of the levy of two-thirds rates for in his N. Ref. on C. No. 468, dated 17th March 1910, communicated to me with G.O., Mis. No. 412 L., dated 1st April 1910, he suggested that, as the pay of the rest of the staff would have to be revised, the levy of full rates might be necessary.

3. Kollegal continues still to be a backward locality in point of education and the levy of the standard rates at once is almost certain to affect the strength of the school to a material extent. In any case, it would be a big jump from two-thirds of the old rates to the rates in the note on page 6 of G.O., No. 271, dated 21st May 1910. I have now ordered the levy of two-thirds of the rates given in that note and, with the present strength, the annual income from school-fees will thereby be increased by over Rs. 800. The revision of the scale of pay of the remainder of the staff can be easily adjusted so as not to exceed this sum. In 1912, the rates will again be increased so as to amount to two-thirds of the full standard rates. What the Taluk Board asks for is that after the lapse of another two years, i.e., in 1914 or

1915—if Government are not prepared to continue the concession of two-thirds thereafter—the full new standard rates may be commenced to be levied. This request, the Taluk Board makes, in the spirit of the order in G.O., No. 271, dated 21st May 1910. The latter has permitted the increase from the full old rates to the full new rates to be worked up to in two stages. My Taluk Board prays only for the concession of an additional interval of two or three years to work up from two-thirds of the old rates to the full new rates. I have, therefore, the honour to request that you will be so good as to obtain the sanction of Government for treating Kollegal as a backward locality for another five years at least and for the levying of two-thirds of the standard rates during the period.

4. A copy of the Inspector's letter R.O.C. No. 649-C., dated 29th June 1910, this office letter Dis. No. 208-T.B. of 1910, dated 6th July 1910, in reply thereto, and a copy of the Director's Proceedings R.O.C. No. 3824, dated 9th July 1910, together with a copy of the Taluk Board resolution, are herewith submitted.

ENCLOSURES.

(i)

Letter—from H. O. KERSHAW, Esq., B.A., B.Sc., Inspector of Schools, V Circle.

To—the President, Taluk Board, Kollegal.

Dated—the 29th June 1910.

No.—R.O.C. 649-C.

With reference to your Memorandum Dis. No. 187-D.B. of 1910, dated 24th June 1910, to the Headmaster, Board Secondary School, Kollegal, fixing the rate of fees to be collected in that school, I have the honour to inform you that the rate fixed by you is only two-thirds of the sanctioned rate and I request you to be so good as to furnish me with a copy of the order permitting you to sanction this rate. The order, I fear, is *ultra vires* and until such order is received from Government I should recommend the levy at the old rates or at the new full rates.

2. In this connection I have the honour to invite your kind attention to your Dis. No. 118-T.B. of 1910, dated 13th May 1910, in which the authority for levying two-thirds rates was promised to be furnished after you return to head-quarters.

(ii)

Letter—from M.R.Ry. N. GOPALASWAMI AIYANGAR AVARGAL, B.A., B.L., President, Taluk Board, Kollegal.

To—the Inspector of Schools, V Circle, Coimbatore.

Dated—the 6th July 1910.

No.—Dis. 208-T.B. of 1910.

With reference to your letter R.O.C. No. 649-C., dated 29th June 1910, I have the honour to state that the reduced rate of fees in the Board's Secondary school, Kollegal, was originally sanctioned in G.O., No. 636, Educational, dated 14th October 1902, communicated in G.O., No. 1239 L., dated 18th November 1902. The sanction, however, was only for five years commencing from 1st April 1902 and there are no records in my office to show that the sanction was extended by Government. The want of sanction after 1907 appears to have been lost sight of and the Educational officers who inspected the school in 1907 and 1908 did not notice it either. I do not think, however, that conditions in Kollegal had so changed as to justify the levying of full rates even after 1907. As stated in my letter R.O.C. No. 772 of 1909, dated 29th June 1910, Kollegal has been and is still a backward locality and education in it has not advanced yet to such an extent as to justify the levying of the standard rate of fees. The Director of Public Instruction is also aware of the levy of only two-thirds rates in the school as is obvious from his suggestion to levy the full rates contained in his N. Ref. on C. No. 468, dated 17th March 1910, to Government. As two-thirds of the old rates have thus been levied till now I have directed the headmaster to levy two-thirds of the new rates. I believe this must be the procedure in all backward localities where two-thirds of the old rates were being levied. If my order is *ultra vires*, it can only be in respect of want of sanction for levying two-thirds of the new rates. But if, as suggested by you, I restore the *status quo*, I am afraid it will be doubly *ultra vires* as there is no sanction for levying two-thirds of the old rates and as I shall be at the same time ignoring the orders of Government in G.O., No. 271, Educational, dated 21st May 1910.

I therefore request that you will be so good as to obtain the sanction of Government for treating Kollegal as a backward locality for another five years at least and for the levying of two-thirds of the standard rates during the period.

(iii)

Proceedings of the Director of Public Instruction, R.O.C. No. 3824, dated 9th July 1910.

Read letter from the Inspector of Schools, V Circle, Cur. No. 10-Tour of 1910, dated 3rd July 1910, requesting certain instructions regarding the levy of fees in secondary schools under public management.

The revised fee notification is obligatory on all schools under public management and supersedes all special orders sanctioning any lower rate of fees issued on the subject prior to the date of this notification.

R.O.C. No. 219-Gl., dated 12th July 1910.

Forwarded to the President, Taluk Board, Kollegal, with reference to his letter Dis. No. 208-T.B. of 1910, dated 6th July 1910.

H. O. KERSHAW,
Inspector of Schools, V Circle.

(iv)

Proceedings of the Taluk Board, Kollegal, dated 27th July 1910.

Read endorsement of the Inspector of Schools, V Circle, Coimbatore, No. 219-Gl., dated 12th July 1910, communicating copy of Director's Proceedings No. 3824, dated 9th July 1910, stating that the revised fee notification is obligatory on all schools under public management and supersedes all special orders sanctioning any lower rate of fees issued on the subject prior to the date of the new notification.

Resolution No. 7.—The Board agrees with the President and requests him to address Government and obtain sanction for continuing to treat Kollegal as a backward locality at least for another five years and for permitting the levy of only two-thirds of the new standard rates of fees till then.

The Board resolves also that the necessary recognition should be obtained for retaining the school as a secondary school and the non-official members of the Board are prepared to raise the funds for the purpose, if necessary, from private contributions.

N. R.O.C. No. 1219-D.B., dated 18th August 1910.

Forwarded.

2. I am of opinion that the full rates of fees may be introduced at once, and am unable to support the recommendation of the Taluk Board.

H. W. GILLMAN,
President, District Board, Coimbatore.

II

Endorsement No. 1708-1, Educational, dated 8th September 1910.

Referred to the Director of Public Instruction for favour of remarks.

L. M. WYNCH,
Ag. Secretary to Government.

III

N. Ref. on C. No. 6059/10, dated 29th September 1910.

Resubmitted to Government.

2. I agree with the Collector and President, District Board.

A. G. BOURNE,
Director of Public Instruction.

Order—No. 694, Educational, dated 2nd December 1910.

The Government agree with the President of the District Board and the Director of Public Instruction that there is no sufficient reason why Kollegal should continue to be treated as a backward locality for another period of five years, and they cannot approve of the proposal of the Taluk Board that fees should be levied in the Board Secondary school, Kollegal, at two-thirds of the standard rates during this period. In view, however, of the fact that fees have hitherto been levied in the school at reduced rates, they will not insist on the immediate introduction in full of the new scale of minimum rates prescribed in the note to rule 99 of the Educational Rules. Accordingly fees may continue to be levied at two-thirds of these rates up to July 1911. From July 1911 to July 1912 the full minimum rates prescribed in that note must be charged, and thereafter the standard rates prescribed in rule 99 must be introduced.

(True Extract.)

L. DAVIDSON,
Ag. Secretary to Government.

To the President, District Board, Coimbatore.
" Director of Public Instruction.
" Local and Municipal Department.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 694, EDUCATIONAL,
DATED 2ND DECEMBER 1910.

[SUBJECT.—*Levy of fees in schools maintained by the Taluk Board of Kollegal.*]

Previous paper :

G.O., No. 271, Educational, dated 21st May 1910.

*From the President, District Board, Coimbatore, dated 18th August 1910,
No. 1219-D.B.*

Please see the scale of standard rates of fees given in the note under rule 99 of the Madras Educational Rules on page 10 of G.O., No. 271, Educational, dated 21st May 1910.

2. The President of the Taluk Board, Kollegal (M.R.Ry. N. Gopalaswami Aiyangar) contends that Kollegal is still a backward locality and requests that on that ground the Taluk Board may be permitted to levy fees at two-thirds of the rates specified in the rule quoted in paragraph 1 above in the secondary school maintained by the Kollegal Taluk Board for a further period of five years at least. The President of the District Board, Coimbatore (Mr. Gillman) does not support the recommendation of the Taluk Board. He is of opinion that the full rates of fees

Vide the President's endorsements,

may be introduced at once. It does not appear that the matter has been placed before the District Board.

3. Submitted that the papers may be referred to the Director of Public Instruction for remarks in the first instance. The draft endorsement placed is submitted for approval.

P.R.—6-9-10.

T. KANAKASUNDARAM PHILLAI—6-9-10.

May issue.

S. H. SLATER—6-9-10.

L. M. WYNCH—7-9-10.

[Memorandum No. 1708-1, Educational, dated 8th September 1910.]

*From the Director of Public Instruction, dated 29th September 1910,
R.O. No. 6059.*

The Director of Public Instruction agrees with the President of the District Board, Mr. Gillman, that the full rates of fees may be introduced at once.

2. The draft is for approval. If approved, it may be sent to the Local and Municipal Department for acceptance.

T.K.—5-10-10.

The proposal in this case is to levy a reduced rate of fees in the secondary school at Kollegal on the ground that it is a backward locality. Under the old Educational Rules, which were in force previous to 1906, the Government had power to sanction reduced rates of fees in special localities and this provision appears to have been omitted in the revised rules which came into force in 1906. Please put up the papers and note why the provision was omitted.

K. RANGASWAMI AIYANGAR—5-10-10.

Rule 68 of the Educational Rules which were in force before 1906 ran as follows :—

“68. Fees in all colleges, upper and lower secondary and primary schools, or departments so designated, under the management of Government, or of a Municipal Council, or of a Local Board, shall, subject to the exceptions hereinafter provided, be levied according to the following regulations. The power to sanction a reduced rate of fees for a prescribed period in specially situated institutions or in backward localities when such a reduction seems to be necessary, is reserved to Government.”

2. Under the above rule, power to sanction a reduced rate of fees in schools under public management in backward localities was reserved to Government.

3. The corresponding revised rule is rule 93, Educational Rules, 5th edition. This rule makes no reference to the power contained in original rule 68 in regard to the levy of fees in backward localities and the provision was omitted altogether from the revised rules which came into force in 1906. But applications for the levy of reduced rates of fees in the Government and Local Fund schools in the Agency tracts were subsequently made to Government and orders were passed permitting the levy of reduced rates of fees—*vide* G.Os., No. 561, Educational, dated 27th August 1907, and No. 705, Educational, dated 17th October 1907. In 1908 it was decided, in connection with the proposals for decentralization, to delegate to the Director of Public Instruction the power to sanction the levy of reduced rates of fees in backward localities, and rule 102 of the Educational Rules (5th edition) was amended accordingly.

4. In the revised fee Regulations which were approved in G.O., No. 271, Educational, dated 21st May 1910, the reference to backward localities has been omitted from rule 102. No explanation has been given for this omission, either by the Director of Public Instruction or by the Committee which sat on the revision of the fee Regulations; but it is probable that the intention was to do away with the concession of levying reduced rates of fees which had been previously granted to schools in backward localities.

T.K.—5-11-10.

There is no provision in the Educational Rules, as amended by G.O., No. 271, Educational, dated 21st May 1910, on the subject of levying reduced rates of fees in backward localities. But the Educational Rules were issued by Government and an exception may be made to the rules, if the Government are satisfied that there are sufficient grounds to justify the grant of the concession in any particular case. The Collector and President of the District Board considers, and the Director of Public Instruction agrees with him, that the standard rate of fees may be levied in the secondary school at Kollegal. The proposal of the Taluk Board may therefore be negatived.

The draft is for approval.

K. RANGASWAMI AIYANGAR—5-11-10.

Please put up a statement comparing the scale of fees now paid in the school with the scale in the Government Order of May last.

C. A. INNES—12-11-10.

Fees are now levied in the Kollegal school at two-thirds of the old standard rates. The following statement shows the old standard rates, the rates of fees now actually levied in the Kollegal school, which represent two-thirds of the standard rates, and the rates which under the revised rates approved in G.O., No. 271, Educational, dated 21st May 1910, should be levied in the school from July 1910 to July 1912 :—

	Old standard rates (per term).	Rates now in force (per term).*	Rates leviable from July 1910 under G.O., No. 271, Educational, dated 21st May 1910.†	
			Long term.	Short term.
	RS. A. P.	RS. A. P.	RS. A. P.	RS. A. P.
Third form	11 0 0	7 5 4	12 8 0	7 8 0
Second form	9 0 0	6 0 0		
First form	7 0 0	4 10 8		
Fourth class	4 8 0	3 0 0	5 0 0	3 0 0
Third class	3 6 0	2 4 0		
Second class	2 4 0	1 8 0		
First class	1 8 0	1 0 0	2 8 0	1 8 0
Infant class	1 2 0	0 12 0		

* These represent two-thirds of the old standard rates.

† These are the enhanced rates of fees leviable from July 1910 to July 1912. After July 1912, the higher rates given in revised rule 99 of the Educational Rules (*vide* page 10 of G.O., No. 271, Educational, dated 21st May 1910) will have to be levied—*cf.* the note to rule 99 above referred to.

K. RANGASWAMI AIYANGAR—15-11-10.

There is something to be said, I think, in favour of the view taken in the Taluk Board President's letter. No doubt fees at two-thirds of the old standard rates have been levied since 1907 without proper sanction, and had the fees at the prescribed rates been levied in the last few years, the new scale might have been introduced without hardship or difficulty. But as matters stand, a jump from two-thirds of the old rates to the standard rates now prescribed is not unlikely to cause hardship and to affect the attendance adversely. The policy moreover of G.O., No. 271, dated 21st May 1910 (paragraph 4), is to let down secondary schools lightly in the matter of enhancement of fees, and the opinions of Mr. Gillman and the Director of Public Instruction notwithstanding, I am inclined to doubt whether it is advisable to insist on the immediate introduction of a new scale which in the case of some forms would more than double the rates hitherto paid. Perhaps as a compromise we might allow fees to be paid at the two-thirds of the standard rates for this year and defer the introduction of the full rates till July next year. No further concessions are, I think, necessary.

C. A. INNES—16-11-10.

Dr. Bourne told me he considered that Kollegal was a very well-to-do place, when he inspected the place in August last. The officials are strong there and they have got up this agitation. I doubt if there is any justification for the concession.

The concession of the two-thirds of the fees levied under the note to rule 99 may continue up to July 1911, and from July 1911 the full fees under the note must be charged and in July 1912 the full fees laid down in the rule will be charged.

Yes.

C. A. INNES—21-11-10.

This is what I understand the Deputy Secretary to recommend and it may be ordered.

M. H[AMMICK]—21-11-10.

Please draft.

C. A. INNES—22-11-10.

Draft submitted for approval. If approved, it may be sent to the Local and Municipal Department for acceptance.

T.K.—23-11-10.

K.R.—24-11-10.

C. A. INNES—28-11-10.

To the Local and Municipal Department.

No. 694, EDUCATIONAL, 2ND DECEMBER 1910.

LOCAL AND MUNICIPAL DEPARTMENT.

The draft order may, it is submitted, be accepted in this Department.

T.K.—29-11-10.

N. CHENGAL RAO.—30-11-10.

Accepted.

L. DAVIDSON—1-12-10.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

The draft may issue.

K. RANGASWAMI AYYANGAR—2-12-10.

C. A. INNES—2-12-10.

[G.O., No. 694, Educational, dated 2nd December 1910.]

Educational Department. 7

C.No.1708, from the President, District Board, Coimbatore, No 1219 d/18-8-

1928

Director of Public Instruction,

" 6059 d/29-9-

ORDER:-
P.S.

The Government agree with the President of the District Board and the Director of Public Instruction that there is no sufficient reason why Kollegal should continue to be treated as a backward locality for another period of 5 years and they cannot approve of the proposal of the Taluk Board that fees should be levied in the Board Secondary School, Kollegal, at two-thirds of the standard rates during this period. In view, however, of the fact that fees have been levied in the school at reduced rates, they will not insist on the immediate introduction in full of the new scale of minimum rates prescribed in the note to rule 99 of the Educational Rules. Accordingly fees may continue to be levied at two-thirds of these rates up to July 1911. From July 1911 to July 1912 the full ~~minimum~~ minimum rates prescribed in that note must be charged, and thereafter the standard rates prescribed in rule 99 must be introduced.

To

The P.D.B., Coimbatore.
" D.P.I.
" L. & M. Department.

C.A.T.
25. 11. 10

(in m.s. first, please)
2/12

ORDINARY.

PREFERENCE.

URGENT (a).

EDUCATIONAL
LEGISLATIVE DEPARTMENT.

Current No., dated 190 ..

G.O., No. 694, dated 2-12-190 ..

Number of MS. pages sent { Correspondence including order or orders
(b)
(b¹)
Notes.....

*Fees in the Taluk Board Schools of
Kollat. Declining to treat Kollat as
a backward locality and regard to the fees at
at. No. 1113. The standard rate in the Board
Secondary School Kollat and passing orders
to the Director of Public Instruction
Standard rates of fees prescribed in Rule
7 of the Madras School Rules in the
Board Schools.*

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(b¹) For rules regarding printing of notes, see the rules in G.O., No. 1220, Public, dated 30th November 1900.

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