

Educational (1912) Department.

ORDINARY MS.

G.O., No. 809

DATED 4th Sept. 1912

[Despatch Abstract.]

Mr. R. A. Nelson

18
Stating that the Govt are not prepared
to recommend any increase in the
emoluments of — Principal, Law College.

BACK PAPERS.

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

FURTHER PAPERS.

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

[E. & L.]
1.
1,000-17-11

Admcl DEPARTMENT.

CURRENT FILE.

Papers of the department to which the current belongs.

53879	-26-10-00	se	Papers of other departments.
69	13-2-00	se	
265	-28-4-96	se	
187	-26-3-96	se	
360	-18-5-91	se.	
			Initials

Stock rm No. 135.
4,000-9-5-10.

Received 191 , Registered 12. 3. 1912.

Subject.

Submitting letter from Mr. R.A. Nelson, Principal, Law College, Madras, requesting to be granted a personal allowance with effect from 2nd May 1912.

ENCLOSURES.

No.

.....

Spare copies

N. Ref. On. Cl. No. 18/12

Station Madras, Dated the 9th March 1912

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

(Designation) Madras.

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

Gr,

Confidential.

2
Law College V

Madras, 8 March 1912

To

The Secretary to Government

Educational Department

Through

The Director of Public Instruction

Madras.

Sir,

I have the honour to request you to be so good as to lay the following application before Government.

2. On May 2, 1891 I commenced my service as Principal of the Law College, and thus I shall have completed 21 years service in that appointment on May 2nd. next.

3. Up to September 1907 my service consisted of a series of temporary appointments, on a salary of Rs 1200 p.m (raised to Rs 1250 in 1901 by the appointment being graded at 1000-25-1250) but under Agreement with the Secretary of State dated 17 Sept. 1907 I was permanently appointed on a salary of Rs 1500 p.m.

4. Thus it was not until after 16 years service that I received any increase of pay, and seeing that nearly 5 years have gone by since then, & that owing ^{to} the 55 years age limit only 6 years further service remains to me from April next, I would earnestly request Government to better my position during these remaining years.

5. The Principalship of the Law College is not an appointment in the Educational or Ju-

-dicial Services, and consequently There is little or no chance of any promotion therefrom. The appointment stands by itself, and thus the only way in which I can obtain any advancement is by an improvement in the conditions of my appointment itself.

6. I Therefore request That Government will be pleased, in view of my long service, and to the fact that I received no enhancement of pay until after 16 years service, to grant me a fixed personal allowance of Rs 500 p.m. with effect from May 2nd. next, or, in the alternative to grant me a graded allowance of Rs 250-50-500, though in this case I would observe that I should draw the maximum for only a very short period.

7. Either grant could easily be borne by the surplus revenue of the College, which since its foundation in 1891 has amounted to nearly three lacs of rupees, & during recent years (1902-1912) has averaged over Rs 22,000 per annum.

I have the honour to be

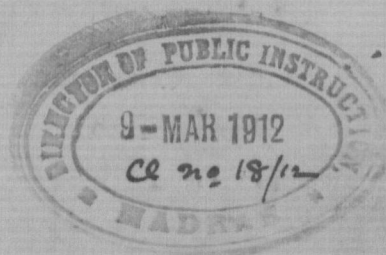
Sir,

Yours most obedient servant

R. A. Nelson

Principal

4



N. Ref. on Cl. No. 18/12 dated 9th March 1912.

Submitted to Government.

C. Krishnaswami

For Director of Public Instruction.

C.No.791, from the D.P.I., No.18/12, dated 9-3-1912.

Subject.

Personal allowance to Mr.Nelson,
Principal, Law College, Madras.

Please see pages 1 to 4 of the notes with
G.O.No.555, Edl., dated 10th August 1911, for
a brief history of Mr.Nelson's services.

2. Mr.Nelson was first appointed to the
Principalship of the Madras Law College in
April 1891 for a term of five years on a pay
of Rs.1,200 per mensem. Since the termina-
tion of that contract he was re-appointed
twice for separate periods of five years. On
the occasion of the second renewal of his
engagement he was admitted to the maximum of
the pay of the post which had been altered
from Rs.1,200 to Rs.1,000-25-1,250 and he was
also granted exchange compensation allowance.
In 1906 Mr.Nelson was re-engaged for a period
of one year pending decision on the question
of the permanency of the Law College.

3. In October 1906 Mr.Nelson offered a
continuation of his services on the following,
among other, conditions:--

- (i) that the pay of his appointment
should be raised to Rs.1,500 per mensem and
- (ii) that he should be given a personal
allowance of Rs.300 per mensem.

The request for this increase and the
personal allowance was based on the inade-
quacy of the pay then drawn and on the fact

G.O. no. 360 Ed. J
18-5-91.

G.O. no. 637 Ed. H
10-12-00
G.O. no. 447 Ed. J
12-8-01

Pages 2 to 4 of
G.O. no. 64 Ed. F
7-2-07

(for the establishment of a Law Coll.)
 that when the scheme was originally pro-
 pounded, the Director of Public Instruction
 proposed a pay of £1,200 per annum. The
 pay of Rs.1,500 per mensem proposed by
 Mr. Nelson was ^{in accordance with} ~~according to~~ the latter
 scale; and the personal allowance of Rs.300
 was intended to compensate him "for the loss"
 in past years. The Government accepted the
 first condition with the modification that he
 should get no exchange compensation allowance
 and recommended it to the Government of
 India for sanction. As regards the second,
 they considered ^{that} there was no case for it
 and declined to recommend him for the grant
 of the allowance - vide letter No.65 Edl.,
 dated 7th February 1907 and the Hon'ble Mr.
 Forbes's note dated 12th January 1907 on page
 4 of the notes with that G.O. The Government
 of India replied that they were prepared to
 recommend Mr. Nelson's permanent retention
 on ^{the} increased pay (without exchange compensa-
 tion allowance) of Rs.1,500, which would be
 personal to himself. Mr. Nelson to whom these
 terms were offered accepted them ^{with} ~~without~~ some
 hesitation. The Government of India then
 recommended them to the Secretary of State, who
~~and in the result~~ eventually sanctioned ^{them} ~~by~~ - a
 G.O.No.584, Edl., dated 5th September 1907.
 These terms are embodied in Mr. Nelson's
 revised agreement which is printed with G.O.
 No.843, Edl., dated 18th December 1907. Thus
 Mr. Nelson's pay now is Rs.1,500 per mensem
 without exchange compensation allowance.

4. His present request is that he may be granted

G.O. no. 234 Ed E
21-4-07

G.O. no. 466 A D
20-7-07

p. 4. page 2 of 4.

G.O. no 64/54d F
7.2.07G.O. no. 290/11 Z
15.5.07

A

L

a personal allowance of Rs.500 or Rs.250-50-500 from May 2nd next. Mr. Nelson states that he has been on the pay of Rs.1,500 for five years now and that he has only six years more to serve. It may be observed that when in 1907 this Government recommended a pay of Rs.1,500 to Mr. Nelson, it was contemplated to retain him in service for a further period of only five years. If that temporary tenure had not been converted by the Government of India and the Secretary of State into a permanent one, the pay might likely have come under revision after the end of that period. As it is, Mr. Nelson will be without any increase of pay for ~~the~~ 11 years before he ordinarily retires.

5. The highest pay at present granted to an officer of the Indian Educational Service is, however, only Rs.1,500, made up of Rs.1,000 pay proper plus a personal allowance of Rs.250-50-500. All officers of the Indian Educational Service draw exchange compensation allowance; but Mr. Nelson does not. It may also be noted that the present emoluments of the Indian Educational Service are considered inadequate and it is proposed to improve them by fixing the initial pay of the service as Rs.500-50-1,300 and by creating a higher scale of Rs.1,400-200/3-1,800 in lieu of the existing personal allowances - vide G.O. Nos 27 and 28 Edl., dated 17th January 1910.

TH CA
8.4.12 8.4.12

See A
p. 3 supra

The gist of the case is in para⁵⁴ 5 of the office note. Mr. Nelson has, I think, no claim to be placed in a better position than members of the Indian Ed. Service & a personal allowance of Rs. 500 pm. is an excessive demand. Ed. can hardly support more than a scale of Rs. 1500 rising to Rs. 1800 with exchange compensⁿ allowance, being a rate of remuneration roughly equivalent to that recommended in (L) for senior members of the Indian Ed. service. It wd. be better to eliminate exchange compensⁿ allowance perhaps, making a corresponding addition to Mr. Nelson's pay. And Govt. may prefer a personal allowance in addition to Mr. Nelson's present pay rather than an increase in his pay. If so, I wd. spend that allowance over five years, so as to work up by annual increments to a maximum of Rs. 300 plus the exchange compensⁿ allowance on Rs. 1800.

LD.

11.4.12

Regd 17-4-12

CURRENT NO.

2353

FINANCIAL

Ed. no. 791-1
11.4.12

Ed. no.

Financial department

The normal pay of the appointment of the Principal Law College, Madras, is Rs 1000-25-1250, but Mr. Nelson has been granted a personal rate of pay of Rs 1,500 p.m. without exchange Compensation allowance.

2. In proposing a pay of Rs 1,500 p.m. for Mr. Nelson in 1907, this Govt. did not think it necessary to recommend the grant to him of an additional personal allowance of Rs 300 p.m. asked for by him - please see the Honble Mr. (now Sir) Forbes' note 8.12.1.07 on page 4 of notes to Govt. 64⁽⁻⁶⁵⁾ Ed. 8.7.2.07. It is now for orders whether the proposal to grant him a personal allowance reaching a maximum of Rs 300 in five years, ~~recog~~ and also exchange Compensation allowance may be accepted.

3. The general principle on which the Govt. of India deal with applications for personal allowances is that the officer concerned should not only have deserved the allowance by specially good work, but should also have been in receipt of the maximum pay admissible for a period of not less than five years. Mr. Nelson has been drawing

Para: 2 of Despatch from
4. 9. 0. to S. of S. and S. of S. Despatch
on page 2-3 of A.O. 447⁽²⁾ - Gr.
12.8.01

Para: 8 of G. of S. Despatch to S. of S.
and telegram from S. of S. on pages
3 and 2 of A.O. 584⁽²⁾ 3.7.9.7 - B

Letter 65⁽²⁾ F
(para: 5)

F

Ed. Seem's note
page 4 ante.

Sir Wm. Meyer's note referred to
in the Fin. Dept. note on page 2 of
note to A.O. 1177 Pub 3.5.12.10 - 4

The present pay of Rs 1,500 from the 17th Sept. 1907, and so will complete five years on that pay on the 17th Sept. 1912 only. It is therefore doubtful whether the G.O.S. will support the grant of the allowance with effect from 2.5.12 as requested by Mr. Nelson.

4. Mr. Nelson does not at present draw Exchange Compensation allowance, and one of the conditions of the proposed re-organisation of the Indian Educational Service (with which Educational now propose to make a comparison) is that Exchange Compensation allowance should not be allowed to the members of that Service when the revision is carried out. It is therefore not likely that the G.O.S. will support a request for Exchange Compensation allowance ^(in the present case) all.

5. No provision has been made in the B.E. for 1912-13 on account of the extra charge, and the D.P.I. will have to be asked to forward the necessary reappropriation statement if and when the sanction of the Secretary of State to the grant of the allowances is received.

CMH
24.4.12

The case is personal to Mr. Nelson. We may perhaps agree to a personal

Para: 2 & 5 of letter on page 2
of C.I. 555 dt. 3.10.8.11 - V

Para: 6 on page 2 C.F.

Para: 8 of Despatch to S.G.S.
+ telegram from S.G.S. on page 8
31.2.09 C.I. 584 dt. 17.9.07 - B

Page 4 ante.

Para: 10 of letter from G.O.S. on
page 5 of C.I. 27 dt. 17.1.10. L

Charges debitable to "22-D. 12" -
Post-college - Professional - Law
College. - page 137 of B.E. 12-13.

Box No. C 42
cd. 28-4-12
Rd. 30-4-12

allowance being applied for with effect from the 7th Sept 1912, the day on which he will have completed five years service on his last salary. It is submitted that this dept. cannot agree to the revival of e.c.a. . . As for the amount of the personal allowance this is for orders. Mr Davidson suggests that it shd be an incremental one attaining to a maximum of 300, plus exchange comp. allee. Perhaps an allee. of 150-30-300 without e.c.a. may be suggested. The maximum would be reached in five years.

C.R.
25-4-12

C.L.

Item

1. Mr. Nelson's present pay is Rs. 1500 without Exchange Allowance.
2. The pay of the Educ. Dept is Rs 500 - 50 - 1000, with Exchange allowance thereon, plus certain personal allowances viz 2 of Rs 200 - 10 - 250, 2 of Rs. 250 - 50 - 500, and Rs. 100 to any offr. after 15 yrs service if he is not drawing one of the other allowances.
3. The maximum pay of an Educ. offr. is thus at present Rs. 1500 with Exch. Compens. on Rs 1000,

Para: 233 (1) of Manual of App. & Allowances.

+ Para: 232 (b) of Do.

Page 4 ante

GO. 27-28
17-1-10-L

while Mr. Nelson draws Rs. 1500 without exchange allowance. As Mr. Davidson has said, Mr. Nelson has no claim to be placed in a better position than members of the Indian Educl Service. It is said that it is proposed to raise the maximum pay of that service to Rs. 1800. Proposals to that effect were put forward by the G. of I. in 1909 & were accepted by this Govt. more than 2 years ^{been} ago. They do not appear to have ^{yet} been sanctioned by the S. of S. & until they are sanct^d it would, I think, be premature to base proposals relative to Mr. Nelson on the uncertain foundation of these proposals relative to the Ind. Educl. Service. If the final decision of the S. of S. is adverse to the G. of I. scheme, we shall have recommended too much for Mr. Nelson; if the final scheme for the Educl Service is more favourable than that of 1909, we shall have Mr. Nelson shortly asking for yet another revision of his salary. I think we should clearly "wait & see" what is decided as to the Educl Service. An extra reason for refraining from immediate action is that Mr. Nelson will not complete 5 yrs on his present pay till next September. There is also the curious case about a loan from a native alleged to be (or to have been) a student of the College w^h Mr. Cowie lately reported. It will be noticed that the D.P.I. makes

Para: 3 pgs 5-6 ante

no recommend^{ed} in his endorsement.
HJ
86.4.12

I think it would be better to defer consideration until Mr Nelson has completed five years on his present salary.

Hus
27.4.12
HJ 30.4.12

Final no. 2353-1
1.5.12

70. Educ no.

HeM
2.5.12

This had better for the present be kept with the other confidential files relating to Mr Nelson.

Let
2.5.12

(Please see linked file)
Ship (15)

Orders have issued in G.O. no 760. ED, dated 21st August 12 in regard to the loan taken by Mr Nelson from a former student of his. In ~~that case~~ connection with that case, H.E. has noted as follows:—

"Mr Nelson has asked for promotion,
"more pay & soon, and we shall be quite
"right, I think, in declining to better Mr
"Nelson's prospects in any way, having
"in view this incident. The sooner he retires
"the better. . . ."

The Honble Sir Harold Stuart noted thereon as
hereunder:—

" * H.E. proposes to refuse him all further
" concessions and it seems to me only
" fair to indicate to him that he has in-
" curred the displeasure of Govt. * * "

2 The Govt. of India have since an-
nounced that the revision of the scale of
salary of the Indian Educational Service
~~would~~ be kept in abeyance pending the final
recommendations of the Public Service Com-
mission. For some time to come therefore
the maximum pay of an officer of the Indian
Educational Service would be Rs. 1500 with
exchange compensation allowance of Rs. 1000.
The latter, which amounts to Rs. 62½, represents
the difference between Mr. Nelson's pay and
the emoluments of an I. E. S. officer.

CH
27.5.12

H.E. the Govt.

I presume it will suffice simply
to inform Mr. Nelson that Govt. are not
prepared to recommend any increase in his
emoluments.

L.D.
28/5/12

Yes. I think this is
the best way of replying

He
30 June 12

16/10/12 262½

And
encl
Nov 16
28/8/12

10.
Draft order is submitted for approval

Issued.

CA
8-9-12

Issue & then send to Trial for perusal

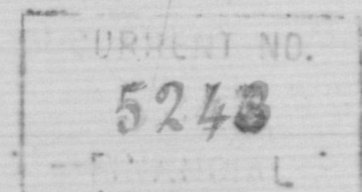
4-9-12

[fo. 809. m-8-4-9-12]

ho. 791-2601
6-9-12



Offy Trial. no.



Re 6. 9. 12

CA
7-9-12

Financial dept.

Submitted that the Case may be returned to Educational after perusal.

COM. Orls
8-9-12 9-9-12.

CA
9-9-12

CS

Ref

10-9-12

educ

Re 9-12

Trial no. 5243-1
11-9-12



191 .

191 .

READ ALSO:—

C. No. 791, From the N.Y.S., No. 1812, dated 7-3-1912

181 .

191 .

ORDER.

Miss

No. 809 *hr*, dated 4-9-1912.

Get return
file to me
a
4/9/12

With reference to his request
for the grant of a personal
allowance, Mr. R. A. Nelson ^{should} ~~will~~
be informed that the foot-
are not prepared to recommend
any increase in his emolu-
ments.

CA
2/9/12

8
4-8. 12

DESPATCHED
4-SEP-1912

L
He ops[✓] atle

12

When given for copying
When copied
When examined
When signed

191

READ AGAIN G.O., No. 191 . DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—

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