

Government of Madras.

EDUCATIONAL DEPARTMENT.

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Rega.

} 1913.

Enclosures

Spare copies

G.O. No. 213, 11th March 1913.

Travelling Allowances.

Sanctioning the payment of — to military students of the College of Engineering at the rates sanctioned for officers of the second class under the Civil Service Regulations.

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GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following papers :—

I

G.O. Nos. 870-71, Educational, dated 8th December 1911.

ABSTRACT.—Addressing the Government of India on the subject of the payment of travelling allowance to military students of the College of Engineering for journeys performed by them during their practical course.

II

G.O. No. 556, Educational, dated 24th June 1912.

ABSTRACT.—Directing that rule 46 of the rules of the College of Engineering be amended so as to provide for the payment of travelling allowance to military students for journeys performed by them while they are employed on works.

III

Letter—from Sergeant R. HARTLEY, Apprentice Overseer.
To—the Executive Engineer, Vizagapatam Division.
Dated—Vizagapatam, the 22nd October 1912.

I beg to bring to your notice the following facts :—

1. Up to July of this year military apprentice overseers have been allowed As. 1-6 per mile travelling allowance, or a total of Rs. 45-10-0 for the journey from Madras to Vizagapatam. Since then this order has been amended and now the allowance is as for officers, class III, or Rs. 22-14-0.

2. A soldier travelling on duty is allowed second-class accommodation for himself and his family on any railway in India, also half a maund of baggage for himself and all the members of his family, outside the free allowance granted by the railway company.

3. In travelling to Madras for my equitation course, I paid Rs. 39-14-0, being the second class for my wife and myself, also Rs. 3-8-0 for baggage and I only receive in return Rs. 22-14-0, there being a loss to me of Rs. 20-8-0 and this is not a small sum, in proportion to my pay, for me to lose.

4. Moreover under paragraph 1002, Civil Service Regulations, a non-commissioned officer (and I have been a non-commissioned officer for eight years) is classed under officers, class II, for purposes of travelling allowance, which means I should get double second-class fare.

5. Further although the pay of my appointment is Rs. 80, the allowances excluding house allowance bring the total to Rs. 101, here again I come under officers, class II.

6. Also military apprentice overseers from Roorkee College who are in exactly the same circumstances are placed under officers, class II.

7. I hope I have stated these facts clearly and trust, if you think I have just cause for complaint, that you will favourably recommend them for consideration by the proper authorities.

No. 806-S./C. 99, dated 26th October 1912.

Forwarded to the Superintending Engineer, I Circle, for favourable consideration according to G.O. No. 556, Educational, dated 24th June 1912, and Memorandum No. 6572, dated 17th July 1912, military apprentice overseers should be classed as third-class officers. The case under reference appears to be a hard one and I forward it on to you with a view, if possible, to have the standing orders modified.

A. S. LAURIE,
Executive Engineer, Vizagapatam Division.

No. 1465 W., dated 2nd November 1912.

Forwarded to the Chief Engineer for favourable consideration.

A. C. LANGSTON,
Superintending Engineer, I Circle.

IV

Endorsement No. 3125-1, Educational, dated 4th December 1912.

Referred to the Accountant-General for remarks.

(By Order.)

C. S. ANANTARAMA AYYAR,
Ag. Under Secretary to Government.

To the Accountant-General.

V

Endorsement of the Accountant-General, No. Spl. 15-17309,
dated 18th December 1912.

The rates of travelling allowance for military apprentice overseers are laid down in paragraph 46 of the rules relating to the constitution and working of the College of Engineering, Madras, as modified by G.O. No. 556, Educational, dated 24th June 1912. The Local Government, however, have power to amend the rules—vide paragraph 1 of the order quoted above if they consider it desirable to do so.

J. F. GRAHAM,
Offg. Accountant-General.

To the Secretary to Government, Educational Department.

Order—No. 213, Educational, dated 11th March 1913.

In the circumstances stated the Government are pleased to sanction the payment of travelling allowances to military students of the College of Engineering at the rates sanctioned for officers of the second class under the Civil Service Regulations and direct that for the last sentence of rule 46 of the rules of the College of Engineering the following shall be substituted, namely :—

“Travelling allowances to Military apprentices joining or on works will be drawn at the rates sanctioned for officers of the second class under the Civil Service Regulations.”

(True Extract.)

L. DAVIDSON,
Ag. Secretary to Government.

To the Director of Public Instruction.
,, Accountant-General.
,, Public Works Department.
Gazette.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O. No. 213, EDUCATIONAL,
DATED 11TH MARCH 1913.

PUBLIC WORKS DEPARTMENT.

[SUBJECT.—*Travelling allowance to Sergeant R. Hartley, Military
Apprentice Overseer.*]

*Letter from Sergeant R. Hartley, Apprentice Overseer, Vizagapatam, dated
22nd October 1912.*

*Endorsement thereon by the Executive Engineer, Vizagapatam, dated
26th October 1912, No. 806-S./C. 99.*

*Endorsement thereon by the Superintending Engineer, I Circle, dated
2nd November 1912, No. 1465-W./Vz.*

A perusal of the current is solicited.

2. Before the amendment of rule 46 of the rules of the Civil Engineering College, Madras, military apprentices received travelling allowance at the rate of one anna and a half per mile in the case of journeys performed by railway. The rule was recently amended in G.O. No. 556, Educational, dated 24th June 1912; and under the new rule, travelling allowances to military apprentices will be drawn at the rates sanctioned for officers of the third-class under the Civil Service Regulations, which are considerably lower than one anna and a half per mile for a journey by railway.

3. In paragraphs 2, 4, 5 and 6 of his letter read above, Sergeant Hartley adduces strong reasons for placing military apprentices under officers of the second-class, instead of third-class as at present, for purposes of travelling allowance under the Civil Service Regulations.

4. Submitted that the file may be transferred to the Educational Department for disposal.

C.J.O.—14-11-12.

P. RAO—15-11-12.

W. G. MOLESWORTH—18-11-12.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

The remarks of the Accountant-General may be obtained in the first instance.

2. A draft endorsement is submitted for approval.

P.R.—2-12-12.

T. KANAKASUNDARAM PILLAI—3-12-12.

C. S. ANANTARAMA AIYAR—4-12-12.

[Memorandum No. 3125-1, Educational, dated 4th December 1912.]

From the Accountant-General, dated 18th December 1912, No. Spl. 15-17309.

In paragraph 2 of the Public Works Department note above it is pointed out that the rates of travelling allowance sanctioned for officers of the third-class under the Civil Service Regulations are considerably lower than one anna and a half per mile for journeys by railway which was allowed to military students under the old rules—*vide* rule 46 on page 15 of G.O. No. 451, Educational, dated 8th July 1911. The rule was modified in G.O. No. 556, Educational, dated 24th June 1912. When proposing the alteration the Director suggested that military students should be paid travelling allowance at the rates sanctioned for officers of the second-class—*vide* draft of the amended rule 46 on page 2 of G.O. No. 870, Educational, dated 8th December 1911, but the Government decided that third-class rates would be enough—*vide* the Hon'ble Sir Murray Hammick's note, dated 18th October 1911, on page 3 of the notes with G.O. Nos. 870-71, Educational, dated 8th December 1912.

2. It is for consideration whether military apprentices may be allowed second-class travelling allowances as originally proposed by the Director of Public Instruction. The objection to this proposal is that even *Engineer* students whose qualifications are superior to those of the military students are allowed only third-class travelling allowances—*vide* rule 54 on page 16 of G.O. No. 451, Educational, dated 8th July 1911. The fact that the prescription of third-class rates would work hardship in the case of non-commissioned officers who would ordinarily be eligible for higher rates was prominently noticed by the Secretary in his note, dated 14th October 1911, on page 3 of the notes with G.O. No. 870, Educational, dated 8th December 1911. Please see also notes with G.O. No. 556, Educational, dated 24th June 1912.

Please see also the Government of India's letter dated 23rd May 1890 on page 2 of G.O. No. 427, Educational, dated 12th June 1890.

C. RAMANUJACHARI.

officers who would ordinarily be eligible for higher rates was prominently noticed by the Secretary in his note, dated 14th October 1911, on page 3 of the notes with G.O. No. 870, Educational, dated 8th December 1911. Please see also notes with G.O. No. 556, Educational, dated 24th June 1912.

T.K.—8-1-13.

C. RAMANUJACHARI—8-1-13.

Has not Sergeant Hartley raised a new point in paragraph 6 of his letter referring to the practice at Rurki? If so, the statement should be verified. I think we might reopen the question, especially as the Accountant-General's present endorsement presumably means that he will no longer insist on a reference to India.

L. DAVIDSON—13-1-13.

Please see paragraph 1 of the office-note, dated 28th November 1911, on page 3 of the notes with G.O. No. 870, Educational, dated 8th December 1911, in which the information available in the office about the practice at Rurki has been recorded. The sanctioned rates in the case of non-commissioned officers are of the second class. Please compare Mr. Stone's note on page 2 of the notes above referred to.

C. RAMANUJACHARI—14-1-13.

Then I am afraid there is no *new* ground justifying the reopening of the case. I am sorry because I am sure the decision in G.O. No. 870, Educational, dated 8th December 1911 and G.O. No. 556, Educational, dated 24th June 1912 gives rise to discontent which is not without ground and I do not believe the economy is worth it. Please draft saying Government regret the matter cannot be reopened and mark for His Excellency the Governor.

L. DAVIDSON—16-1-13.

A draft is submitted for approval.

T.K.—16-1-13.

C. RAMANUJACHARI—16-1-13.

His Excellency the Governor.

L. DAVIDSON—18-1-13.

Does not the Accountant-General seem to indicate that Government can amend the rule which you consider undesirable.

P[ENTLAND]—20-1-13.

Submitted yes; the Accountant-General says that the Government *can* amend the rule; but no amendment was proposed because no new ground was advanced for reconsidering the decision in G.O. No. 556, Educational, dated 24th June 1912. It is for consideration whether the rule may be amended now and, if so, whether military students may be allowed travelling allowance at second-class rates as originally proposed by the Director of Public Instruction or whether as in the Rurki college they may be allowed travelling allowance at sanctioned rates—*vide* pages 2 and 3 of the notes with G.O. Nos. 870-71, Educational, dated 8th December 1911.

T.K.—25-1-13.

C. RAMANUJACHARI—27-1-13.

Please draft a Government Order amending the rule, and say whether the assent of Financial or Public Works Department is necessary. When the case last came up the Accountant-General insisted on a reference to "India", I think. Is it certain that this is no longer necessary?

I should like to see the rule altered and His Excellency's note implies that he is willing to consider alteration. We must be careful that the procedure is correct before the case goes back to His Excellency.

L. DAVIDSON—28-1-13.

A draft order is submitted for approval. It is presumed that military students are to be paid travelling allowance at second-class rates. Please see however portion marked X above.

2. In paragraph 2 of their letter No. 1202, dated 31st May 1912, on page 2 of G.O. No. 556, Educational, dated 24th June 1912, the Government of India have

* At any rate the military students with whom the present reference is concerned, should "similar cases" in the Government of India's letter is taken to have restricted application to students of Corporal McAlister's class

C.R.—2-2-13.

+ G.O. No. 565 (B), Educational, dated 15th August 1911, G.O. No. 870 (C), Educational, dated 8th December 1911, and G.O. No. 556 (D), Educational, dated 24th June 1911 were not circulated.

C.R.—2-2-13.

authorised this Government to amend the rules of the College of Engineering in the matter of travelling allowance payable to students * of the college. No reference to the Government of India is therefore now necessary; and the Accountant-General accepts this view.

3. The assent of the Financial or Public Works Department does not appear to be necessary to amend the rules of the College of Engineering.

T.K.—30-1-13.

C. RAMANUJACHARI—2-2-13.

I have initialled the draft but not without hesitation. I do not think the Government of India in paragraph 2 of their letter No. 1202, dated 31st May 1912, at page 2 of G.O. No. 556, Educational, dated 24th June 1912, intended to do more than authorize a general rule covering cases exactly the same as that of Corporal McAlister for whom the Local Government had proposed to pass third-class travelling allowance. The Accountant-General, as it seems to me, was "nodding" when in his endorsement, dated 18th December 1912, he lent his name to the statement that "the Local Government have power to amend the rules."

The charge proposed means a slight increase of recurring charges and notwithstanding the course adopted with (B), (C) and (D) the case should go to Financial before recirculation to His Excellency the Governor.

L. DAVIDSON—3-2-13.

To the Financial Department.

FINANCIAL DEPARTMENT.

The question for consideration is whether the Local Government can sanction a modification of rule 46 of the Engineering College rules so as to allow travelling allowance to military apprentices at the rates sanctioned for officers of the second-class instead of at third-class rates in the existing rule.

2. The Accountant-General says that the Local Government can amend the rule with reference to paragraph 2 of the Government of India letter No. 1202, dated 31st May 1912, communicated with G.O. No. 556, Educational, dated 24th June 1912.

3. The position is this. In letter No. 871, Educational, dated 8th December 1911, the Government of India were addressed for the grant of travelling allowance to an apprentice overseer for journeys performed by him during his practical course and for sanction "to amend the rules of the College of Engineering to meet similar cases." The Government of India in sanctioning the grant of travelling allowance to the apprentice overseer also authorised the Government "to amend the rules of the Engineering College so as to meet similar cases in future."

Cf. paragraph 3 of the Public Works department Memorandum No. 503 C, dated 29th January 1890, printed with G.O. No. 194, Educational, dated 4th March 1890.

* (1) Paragraph 2 of the Government of India, Home department, letter No. 154, dated 23rd May 1890, printed with G.O. No. 427, Educational, dated 12th June 1890; (2) paragraph 2 of the Government of India, Home department, letter No. 164, dated 20th June 1894, printed with G.O. No. 496, Educational, dated 7th July 1894. See page 2 of G.O. No. 1823 W., dated 20th July 1894.

Cf. also Accountant-General's letter No. T.P.W. 1-18915, dated 11th September 1911, on page 3 of G.O. No. 870, Educational, dated 8th December 1911.

5. With regard to the alteration proposed to rule 46, it is submitted that before the amendment of the same in 1912 all military apprentices, irrespective of the fact whether they were non-commissioned officers or soldiers before they joined the Engineering College, received travelling allowance at the rate "of two annas per mile or in the case of portions of the journey performed by railway, at one anna and a half per mile for journeys from Madras to the site of the work to which they are posted, and for all journeys performed on transfer during their apprenticeship". The above rule was altered

Page 3 of notes to G.O. No. 871, Educational, dated 8th December 1911.

Hammick note, dated 18th October 1911, Educational Secretary's note, dated 14th October 1911, on page 3 of notes, to G.O. No. 870, Educational, dated 8th December 1911.

See Secretary's note, dated 16th January 1913, as page 2 ante.

4. As under the orders of the Government of India quoted * in the margin the sanction of that Government is necessary to all alterations of the rules regarding the grant of travelling allowance to the students of the Engineering College during their practical course and as the contemplated alteration to rule 46 is not an amendment similar in nature to the one referred to by the Government of India in their orders referred to in paragraph 3 *ante*, it does not appear that this Government have the power to alter the rule without India's sanction. The Accountant-General's view that they can be so altered by this Government does not appear to be correct.

and travelling allowances at third-class rates were sanctioned to these men with reference to His Excellency's (Sir Murray where, even in spite of the fact that such a reduction would be hard on non-commissioned officers, he considered that third class rates should be enough in the case of these men. The Educational Department now consider that the above decision

is sure to give rise to discontent and accordingly proposes to give all military apprentices (non-commissioned officers and soldiers) travelling allowance at *second class* rates.

6. It is submitted that under ordinary rules only non-commissioned officers are entitled to travelling allowance as officers of the *second* class, while soldiers are entitled only to third class. It will thus be seen that by the reduction of the travelling allowance to third class rates there will be hardship only in the case of non-commissioned officers and there seems to be no necessity to allow travelling allowance at second class rates to soldiers also, as is contemplated in the amendment now proposed.

But you cannot distinguish between these men once you convert them into civil subordinates.

C. REILLY.

A. G. CARDEW—2-3-13.

7. Submitted that the file may be returned to Educational with these remarks.

C.K.—18-2-13.

P. GOVINDA MENON—21-2-13.

I think we may agree to second class rates for both non-commissioned officers and soldiers when sent out as "apprentice overseers." We may accept the Accountant-General's view that we may ourselves amend the rules accordingly.

C. REILLY—24-2-13.

I agree with the view expressed by the Registrar.

A. G. CARDEW—2-3-13.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

Submitted that the case may now be circulated to His Excellency the Governor. Please see his note, dated 20th January 1913, on page 2 *supra* and the last sentence of the Secretary's note, dated 3rd February 1913, on page 3 above.

Financial accept the draft apparently.

C. RAMANUJACHARI—6-3-13.

L. DAVIDSON—7-3-13.

His Excellency the Governor.

P[RENTLAND]—8-3-13.

[G.O. No. 213, Educational, dated 11th March 1913.]

READ AGAIN G.O. No. 870/71 Edl., dated 8-12-1911
" " " " 556 Edl., " 24-6-1912

READ ALSO:—

C. No. 3125, From the P. W. D., No. 2677, dated 19-11-1912.

33 3436 33 A-9 33 8615-17309 33 18-12-1972

191

ORDER.

No. 213, dated 11. 3. 1913.

P. S.

not for E.T.

In the circumstances stated the Govt. are pleased to sanction the payment of travelling allowances to military students of the College of Engineering at the rates sanctioned for officers of the second class under the C.S.R. and direct that for the last sentence of rule 4-B of the rules of the College of Eng. the following shall be substituted, namely:—

" Travelling allowances to military apprentices joining or on works will be drawn at the rates sanctioned for officers of the second class under the C. S. R. "

TH CR
30-1-13 42/13

LD
3.2

ORDINARY.

PRESS SLIP.

PREFERENCE.

URGENT (a).

LOCAL AND MUNICIPAL DEPARTMENT.

Current No., dated 19 ..

G.O. No. 213, dated 1/1/3 1913.

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

Docket, Travelling, & Miscellaneous - Sanctioning

Payment of expenses of military students

The College of Engineering at Y. S. P. S.

Sanctioning of officers of the Madras Class

under the Joint Service Regulations

(c) Number of copies required when struck off (not including
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Notes

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No. Papers.

Notes

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India Office.....

Govt. of India.....Dept.....

Revenue Department.....

Public Works Department.....15

Educational Department.....

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Total ...

Spare copies The C. M. C.

The Collector of.....

The P. D. B.

The Accountant-General.....5

The Director of Public Instruction.....10

The Surgeon-General.....

The Sanitary Commissioner.....

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The President, Corporation of Madras.....

The.....

The.....

The.....

The.....

Total ...

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