

G.O., No. 501
+ 501A

DATED 4 6 1913.

[Despatch Abstract.]

University of Madras, Addressing the Govt of India
in regard to a proposal of the Syndicate of the
University to appoint Mr. B. H. James, Principal of the
College of Engineering, Madras, to act as Registrar,
with an allowance of Rs. 400 per m for a period
of four months from 1st Decr 1913 and to also
appoint Registrar, Mr. Frank Eastbury, on
leave.

Subject.

Recommending that Mr. W.H. James, Principal, College of Engineering, Madras, be permitted to act as Registrar of the Madras University during the absence of Mr. F. Dewsbury on leave from 1-8-1913 and to accept remuneration of Rs 400/ per mensem.

ENCLOSURES.

No.

Spuro copies

Ref on Current No. 2 2 1 1/13

Station M a d r a s Dated the 25th M a r c h 1913

From (Name) The Hon'ble Sir Alfred Gibbs Bourne, D.Sc, F.R.S.,
K.C.I.E.,

(Designation) Director of Public Instruction,

M a d r a s

To The Secretary to the Government of Madras,
E d u c a t i o n a l Local and Municipal Department.
Port Saint George, Madras.

En,

/T h r o u g h

The Accountant- General/.

N.V.S.

TK
3/4

From

W. H. James, Esq., B.Sc.,

PRINCIPAL, College of Engineering,

College M a d r a s. 3

To

The Director of Public Instruction,

M a d r a s.

Sir,

I have the honour to apply for sanction of Government to allow of my acting as Registrar of the University during part of the period of absence on leave of Mr. Dewsbury and accepting the pay offered -- Rs. 400/- per mensem.

My position in the matter will be clear from copy of correspondence herewith.

I have the honour to be,

Sir,

Your most obedient servant,

W. H. James
Principal.

To

W. H. James, Esq., B.Sc.,

Sir,

I have the honour to inform that at the Meeting of the Syndicate held on the 4th instant it was resolved that you be appointed Acting Registrar of the University for four months from 1st August next.

Your personal letter to the Registrar was read to the Syndicate who had no hesitation in making your appointment subject to the conditions suggested therein. I have to request that you will inform me of your willingness to accept the appointment.

I have etc.,

(Sd). Francis Dewsbury

Registrar

(True Copy)

College of Engineering,
Madras, 15th March 1913

Principal.

D.O.

From Mr.W.H.James

Dated 28th February 1913

to the Registrar.

2
"With reference to the Acting Registrarship, I am of course always glad to assist the University in any way I can, but I feel I should say that my College duties keep me fully occupied and for that reason I doubt it would be possible for me to do what may be demanded of a Registrar.

If however it is only a question of superintending office work which could be done in my spare time, I am prepared to take on the work if the Syndicate can make no better arrangements."

(True Copy)

College of Engineering, {
Madras, 15th March 1913 }

W. H. James
Principal.

Ref on Cur No. 2211/13 dated ^{26th} March 1913.

Submitted to Government through the Accountant-
General and recommended.

The acting appointment will last for 4 months
from 1st August 1913.

W. H. H. H. H.
For Director of Public Instruction.

N.V.S.

W
26/3

6
4
OFFICE OF THE ACCOUNTANT-GENERAL, MADRAS,

Fort St. George, the 2 of April 1913

No. G.A.59- 173

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

2. There is no audit objection to sanction being accorded by Government under article 74(c), Civil Service Regulations, to the acceptance of a remuneration of Rs. 400 per mensem by Mr. W. H. James, Principal, College of Engineering, Madras, provided that the conditions in clause -- (a)(2) under that article are fulfilled.

K. R. Raman

Offg. Accountant-General.

100

Enclosures:- four

6

cy

C.No. 1143, from the D.P.I., No. 2211/13 dated 26-3-1913.

ORDER
M.S.

Mr. W.H. James, Principal of the College of Engineering will be permitted to perform the duties of Registrar of the University of Madras in addition to his own duties for a period of four months from the 1st August 1913 and to receive a remuneration of Rs 400 per mensem from the University for such work.

7/4. CR
8.4.13 9.4.13

10.4.13

Eol no. 1143-1

11. 4. 13

CURRENT NO.

2627

FINANCIAL

Dep. 11-4-13

To the D.P.I.
To the A.G.

Dr. Henderson
acting as Secretary
to the Victoria Memorial
Museum on an
allowance of Rs 100
per mensem

Note. The D.P.I. recommends, so the conditions in Article 74 (a) (2) are fulfilled.

2. The Govt. have power to sanction this under para IV (3) of the Govt. of India Resolves no. 249 & 15-7-1912 - on page 4 of G.O. no. 449 Fint. D. 2-8-12. Financial 7/4 have in a similar case advised that 8.4.13 the sanction of the Govt. of India is necessary and the file has been again forwarded to that Deptt. for reconsideration. This file may also be submitted, as provided to that Deptt. for acceptance. 9.4.13 Please before and: 5.4.13 to 10.4.13

8.4.13 Fint. no.

Financial Department.

11-5 C. 2

Page 6 C. 2

See para 1 of the Resoln.
p. 2 of G.O. 479 dt. 2.8.12
p. 4 of " " "

" "

note 1. under Rule IV (2)
p. 4 of G.O. 479 dt. 2.8.12

The proposal in the present case is to permit Mr. W. H. James, Principal of the College of Engineering to receive a remuneration of Rs. 400 per mensem from the Madras University for the period he performs the duties of the Registrar i.e., for four months from the 1st August 1913. The remuneration will be in the nature of a recurring fee or honorarium.

2. The Accountant-General says that there is no objection to sanction being accorded by Government to the proposal under article 74 (c), C. S. R., provided that the conditions in clause (a) (2) under that article are fulfilled. It is, however, submitted that clause (c) of article 74 has been superseded by the rules contained in the Govt. of India, Finance Deptt. Resolution, No. 249 E. A. d/ 15 - 7 - 12. According to rule IV (2) of these rules a Provincial Govt. have the power to approve the grant of an honorarium not exceeding Rs. 500 in each case to an officer from General Revenues, or from a ~~Local~~ Local Fund, or from the revenues of a Native State, but this rule applies to single payments only and a recurring honorarium or reward or fee requires the same sanction as an increase

Rule IV (3) on p. 4
of G.O. 479 dt. 2.8.12 N

ascertained from the
Hqrs office.

note 1 under rule IV (2) on
p 4 of G.O. 479 dt. 2.8.12 N

Rule II (1) on page 3
of G.O. 479 dt. 2.8.12 N

Art. 29. B of the C. S. R

of remuneration. The Local Govt., however, have full powers to permit an officer to receive a fee from a private person, or private body, or a public body whose funds are not administered by Government or from a Native State.

3. The question is whether the funds of the Madras University ~~xxx~~ should be ^{regarded} as a Local Fund or funds of a private body. In ~~xxx~~ article 243 of the Madras Treasury Manual the University Fee Fund is shown as a Local Fund and its accounts are checked and audited by the Accountant-General's office. It would accordingly appear that the grant of a ^{recurring} honorarium from its funds requires the same sanction as an increase of remuneration i. e., the sanction of the Government of India in the present case, as Mr. James is an officer of the Imperial service. Before, however, passing orders on the case the Accountant-General may perhaps be consulted u.o whether the above view is not correct.

CX
24.4.13
7.8.13
26.4.13
Idiosyncrasy of the classification
of the University Fee Fund as
a Local Fund in the M. T. M.

brings in the restriction mentioned
at A on p. 2. I ~~believe~~ ^{believe} the
University is a public body whose
funds are not administered by
Govt. The mere fact that the
funds are audited by Govt. agency
does not make any difference. There
are many private funds so
audited: e.g. Pachayappa's Charity
fund. Please examine again briefly

C.R.
18.4.10

See 307/11
in

Attention is solicited to section

XV of Act No. XXVII of 1857 under which the University of Madras was incorporated. It lays down -

" The Chancellor, Vice-Chancellor, and
 " Fellows shall have power to charge such reason-
 " able fees for the degrees to be conferred by
 " them, and upon admission into the said Univer-
 " sity, and for continuance therein, as they, with
 " the approbation of the Governor of Fort St. George
 " in Council, shall, from time to time, see fit to
 " impose. Such fee shall be carried to one general
 " Fee Fund for payment of expenses of the said Uni-
 " versity, under the directions and regulations of
 " the Governor of Fort St. George in Council, to
 " whom the accounts of income and expenditure of
 " the said University shall once in every year be
 " submitted for such examination and audit as the
 " said Governor of Fort St. George in Council may
 " direct."

It will appear from this that the University Fee Fund is practically under the control of the Local Government. The sanction of Government is, in pursuance of this rule, applied for in all cases in which expenditure has to be met out of the Fund.

The following are a few cases in which such sanction has been accorded by this Government.

- (1). The proposal to raise the amount of the permanent advance with the Registrar of the University from Rs. 300 to Rs. 5000
- (2). The revision of ~~the~~ establishment of the office of the Registrar.
- (3). Expenditure on the establishment of lectureships and studentships of the interest on the accumulated University Fee Fund.

2. Attention is also solicited to Finl. department

See G. O. 263 Educl.
 dated 21-3-12 X

G. O. No. 343 Educl.,
 dated 6-6-1904 E

G. O. No. 676 Educl.,
 dated 5-10-07; also
 G. O. No. 240 Educl. P
 dated 6 - 5 - 10

G. O. No. 622 Educl.,
 dated 1 - 9 - 08 D

The Act General
has to be an
excludes local
funds.

S

notes on pages 2 and 3 of notes to G. O. 52 Educl.,
dated 1 - 2 - 01 and Educational deptt. note on page
3 of G. O. 676 Educl., d/ 5 - 10 - 07 in which this
aspect of the case has been discussed.

M

3. It is submitted that there appears
to be no objection in treating the University Fee
Fund for all practical purposes as a fund admini-
stered by Government.

CK

9.5.13

7.11.11

9.5.13

It would appear that the
sanction of the G. O. is
necessary to enable Mr
James to receive a remuneration
of Rs 400 per mensem for
four months from the University
Fund. Perhaps the A. G. may
be consulted w/o. as suggested in para

File No 2627. 10/14.5.13

CK



on p. 3 ante. C.N.
12.5.13

Educational Dept.

Submitted that the file may be referred to the A.G. for remark on the question whether the sanction of the Govt. of India is necessary, as suggested by Financial.

CR
15.5.13

A.G. no.

CR
16.5.13

--:0:0:0:--

The sanction of the Government of India is necessary as the University Fee Fund is a Local Fund administered by Government.

K. L. Datta
A.G. 27.5.13

To the Secy: to Govt., EdI. Dept. (U.O.)

EdI. Dept.

A draft letter to the Govt. of India is submitted for approval.

CR
30.5.13 16.5.13

Done M. J. P.

Col no. 1143-1
17.5.13

A.G. no No 145
27.5.13

CR
28.5

Letter

Despatch
6/6/13

16
Letter No 501 A dated 4-6-13

To

The Secretary to the Govt.
of Madras
Educational Dept.

Sir,

I am directed to address you in regard to ~~the~~
^{of the University of Madras} ~~the~~ ^{to}
proposed appointment of
Mr. W. H. James, Principal
of the College of Engineering,
Madras, to act as Registrar
of the University of Madras
with an allowance
~~of Rs 400 per annum~~
per mensem for a period
of four months from 1st Augt
1913, during the absence of
the permanent Registrar, Mr.
Francis Dowdall, on leave.

2. Mr. James's duties at the
University will consist only
of superintending office work
in his spare time, and H.E.
the Gov. in Council is satis-
fied that these ^{extra} ^{work} duties can
be carried on without de-
triment to his ^{ordinary} duties as
Principal of the College. The Secretary
is unable to make any other suitable
arrangement.

G. Postline of Mr James
letter of 6/6/13

N

3. Under ~~para~~ ^{para} IV (2) of the Resolution of the Govt. of India, Finance Depart. No. 249-E.A. dated 15th June 1912, the local Govt. are ^{affirmatively} not competent to ~~grant~~ ^{refuse} the permission to Mr. James to accept the remuneration proposed by the University as the University fee fund is a fund from which the payment is to be made is regarded as a local fund controlled by Govt. I am accordingly to request that the sanction of the Govt. of India may be obtained for the acceptance by Mr. James of the remuneration.

I have to

M 2/6

CR
7.6.13

Notes in CB
576/13

C. J. S. de B.

M. W. B.

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 DFTD.

PAPER NOT FILLED UP, BEING MEANT FOR DISPATCH
 IN ORIGINAL

V.E.—

A = Copy in full
 B = Not to be copied.
 F = Copy abstract only.
 Q = Copy heading only