

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1913.

Enclosures

Spare copies

G.O. No. 761, 16th August 1913.

Jail test.

Approving, subject to certain modifications, the revised syllabus for the — submitted by the Inspector-General of Prisons.

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GOVERNMENT OF MADRAS.
EDUCATIONAL DEPARTMENT.

READ—the following papers :—

I

G.O. No. 896, Educational, dated 9th October 1912.

ABSTRACT.—Replacing both the higher and lower grades of the Account test by a single test to be called the Account test and permitting the paper on the Civil Account Code being answered with the aid of the code and its index.

II

Letter—from Lieut.-Col. R. J. MACNAMARA, M.D., I.M.S., Inspector-General of Prisons.

To—the Chief Secretary to Government.

Dated—Ootacamund, the 8th July 1913.

No.—G. 422.

Referring to paragraph 5 of G.O. No. 896, Educational, dated 9th October 1912, communicated with judicial endorsement No. 864-1, dated 25th November 1912, I have the honour to forward herewith a revised syllabus for the Jail test with accounts.

2. It will be observed that Part II and Appendix II of the Jail Manual have been included. These consist of the rules made under the Prisons Act, Prisoners' Act, etc., and other orders and instructions of Government for the management of jails and prisoners. It seems to me that a knowledge of them is, on the face of it, so essential to any jail subordinate in order to conduct his duties efficiently, no detailed explanation is called for as to why they should be included in the jail syllabus.

3. The parts of the Civil Account Code and Civil Service Regulations included in the test are believed to be sufficient for the ordinary jail official and were selected in consultation with Jail Superintendents.

4. It would be well if all jailors, deputy jailors, and assistant jailors of over five years' service were required to pass this test in future and that no promotion or increment of pay be sanctioned for these three classes until they do succeed in passing. Promotion or increment should not be granted with retrospective effect, so as to nullify the intention of the order. The orders might take effect from the 1st January 1914 and need not apply to officers already in the service as a matter of compulsion, but those of them who do wish to qualify in the test may be given a preference in the matter of promotion, if otherwise eligible.

5. Books might be allowed for the passing of the Account portion of the test, and not less than 50 per cent. of the marks allotted to each subject should be exacted as a minimum, and a total of 60 per cent. on the aggregate of marks, to secure a pass.

ENCLOSURE.

Revision of the syllabus for the Jail test with accounts.

I. Laws, rules, regulations and orders relating to jails—

- (a) The Prisoners' Act III of 1900.
- (b) The Prisons Act IX of 1894
- (c) Madras Regulation II of 1819.

- (d) Act IV of 1912—The Indian Lunacy Act, so far as it relates to the custody of lunatics in jails.
- (e) The Criminal Procedure Code, Part II, Part IV (omitting chapters 9 to 13) and Chapters XXVIII, XXIX, XXXI, XXXIV and XXXIX.
- (f) The Indian Penal Code, Chapters, II, III, IX and sections 128-130 and 217 to 225.
- (g) Part II of the Jail Manual.
- (h) Appendix II of the Jail Manual, comprising instructions relating to the jail management.
- II. Civil Account Code.—Chapters I, III, IV, V, VI and XV (articles 245 to 248 only).
- III. Civil Service Regulations.—Chapters III, V, VII, IX, X, XI, XII (sections 1 to 5 only), XIV, XV, XVI, XVII, XVIII, XIX, XLIII, XLIV (sections 1 and 2 only), XLVII (section 1 only), LI, LI I (sections 1 and 3 only) and LIV (sections 1, 2 and 6 only).

Order—No. 761, Educational, dated 16th August 1913.

The revised syllabus for the Jail test submitted by the Inspector-General of Prisons is approved subject to the modifications that—

(i) Part I of the Criminal Procedure Code and chapter IV of the Indian Penal Code should both be retained therein, and

(ii) the Civil Service Regulations should be omitted from it.

2. The Government do not approve of the proposals of the Inspector-General to raise the minimum percentage of marks required to secure a pass in the test and to prescribe it as a qualification for all assistant jailors of over five years' service. The existing minimum of one-third of the maximum in each subject and two-fifths of the aggregate marks will continue; and the test will be compulsory only for jailors, deputy jailors and executive assistant jailors.

3. Existing incumbents of the post of executive assistant jailor will be exempted from the test to enable them to hold their present posts.

4. The Commissioner for Government Examinations will be requested to submit a draft of the alterations necessary in the Public Service and the Special Tests Notifications in consequence of the above orders.

(True Extract.)

W. FRANCIS,
Ag. Secretary to Government.

To the Inspector-General of Prisons.
" Commissioner for Government Examinations.
Copy to the Judicial Department.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O. No. 761, EDUCATIONAL, DATED
16TH AUGUST 1913.

[SUBJECT.—Revision of the syllabus for the Jail Test.]

From the Inspector-General of Prisons, dated 8th July 1913, No. 422 G.

JUDICIAL DEPARTMENT.

As ordered in paragraph 5 of G.O. No. 896, Educational, dated 9th October 1912, the Inspector-General has come up with proposals for the revision of the Jail test. The subjects at present comprising the Jail Test are given in the Public Service Notification. The present draft of subjects submitted by the Inspector-General differs from the existing curriculam in the following respects :—

- (1) Act IV of 1912—Indian Lunacy Act—has been included, so far as it relates to the custody of lunatics in jails.
- (2) The Criminal Procedure Code—Part I, chapters 9-13 of Part IV and Chapters XXXVII and XLIII are omitted.
- (3) The Indian Penal Code—Chapters IV and X are omitted.
- (4) Part II and Appendix II of the Jail Manual have been included.
- (5) The Account portion of the Test is new.

2. Jailors and deputy jailors had till recently to qualify by the "Account, Lower" Test. They were exempted from this liability under G.O. No. 896, Educational, dated 9th October 1912, in view of the new Jail Test which the Inspector-General proposed to introduce. The subjects of the Account Test, Lower grade, were :—The Civil Account Code, Volume I, 7th edition, chapters 1, 3 to 7, 10, 15 and 18, omitting articles 41 A to 41 G and articles 110 to 113G. But the Inspector-General's present draft includes also certain portions of the Civil Service Regulations, certain portions of the Civil Account Code, chapters 7, 10; a few articles of Chapter 15 and chapter 18 have been omitted. If the Inspector-General's draft is approved, the file may be sent to Educational for the issue of necessary orders.

3. If the Inspector-General's proposal in paragraph 4 of his letter is accepted, he will have also to be asked to submit the necessary amendments to the Jail Manual, Rule 128.

S.L.—24-7-13.

The Inspector-General's proposals call for the following remarks :—(a) The jail test is at present required only in the case of the deputy jailors and jailors—Rule 128 of the Jail Manual. The Inspector-General proposes to make this test compulsory also in the case of assistant jailors, a class of men whose pay ranges from Rs. 20 to Rs. 50 according to grade. Looking to the nature of assistant jailors' duties (Rules 240-245 and 262), it seems unnecessary to require them to pass in Criminal Procedure Code, Prisons Act and the Jail Manual, though a knowledge of the Account Code may be very useful. Please see in this connection

Page 18 and pages 104 and 105 of G.O. No. 2286, Judicial, dated 6th November 1891.

paragraph 46 of Mr. Cardew's report and paragraph 10 of Government Order thereon.

(2) Fifty *per cent.* in each subject and 60 *per cent.* in the total for a pass are somewhat high minima, as books are to be allowed only for the account portion of the test. Thirty-three and one-third and 40 *per cent.* are the respective minima in the case of Revenue and Criminal tests.

(3) Part I of the Criminal Procedure Code, which has been omitted by the
 Yes. A.G.C. Inspector-General, may perhaps be retained as it is necessary for an intelligent understanding of the rest of the Code.

(4) Chapter IV of the Penal Code (general exceptions including the right of private defence), may perhaps be retained as it is important that a prison official should know the extent of his powers when he is obliged to use force.

T.V.T.—27-7-13.

Criminal Procedure Code.—Subject to the inclusion of Part I of the Criminal Procedure Code, I think the Inspector-General's proposals may be accepted.

2. *Indian Penal Code.*—I agree also that Chapter IV, Indian Penal Code should be retained. As regards chapter X, the only sections likely to affect a jail officer are 186 and 187. I think it might be omitted.

3. *Jail Manual.*—The proposal to include Part II of this seems eminently reasonable. Under Rule 137, jail officers are required to be acquainted with the rules and regulations relating to their offices. The subject is a big one, but it will be understood that only the portions more directly affecting a jailor's and deputy jailor's duties will be required.

4. *Civil Account Code.*—The chapters named, which refer mainly to salaries, contingent charges and deposits, may be included.

5. *Civil Service Regulations.*—I am not equally sure that this is necessary. Everyone who is concerned with it picks up a certain amount of the Civil Service Regulations, and it is his business as a Government servant to comply with its provisions. Take, *e.g.*, chapter IX, joining time, Chapter XI, general conditions of leave. It seems unnecessary to make these the subject of examination for these jail officials. The inclusion of the Jail Manual will very materially add to the syllabus, and I should be inclined to omit the Civil Service Regulations.

6. I doubt the wisdom of including assistant jailors (of 5 years' service) among the officers who have to pass this test. If they have to qualify in the first few years of service there will be a tendency to cram and the test will not be as valuable as when it is passed largely upon knowledge gained in the ordinary course of duty.

7. I agree that the minima may be 33½ *per cent.* for each subject and 40 *per cent.* for the whole.

A. J. CURGENVEN—28-7-13.

The extension of the special test system is, I think, generally to be deprecated on the ground that it gives an advantage to the classes which can pass examinations and are unfit in all other respects and that it handicaps the classes who are practically useful officers but who do not easily pass examinations. The general effect of the special test system is to advantage the Brahman and to put the Muhammadan and Eurasian at a disadvantage. In a service like the Jail department where literary facility is little needed and where what is most required is practical ability in controlling prisoners, honesty in money matters, good physique, and if possible some natural aptitude in industries, a test such as the Jail test is not of great importance and any tendency to make it severe and complicated is, I think, to be deprecated. I would therefore certainly negative the Inspector-General's proposals to raise the minima required for a pass. Under the existing rule (Rule 12) it is one-third in each subject and two-fifths of the aggregate marks in all subjects. No reasons have been adduced for altering this rule which applies to all special tests except Precise-writing and Translation. I also agree with Mr. Curgenven that it is quite unnecessary to include the Civil Service Regulations in the Jail test. The Civil Service Regulations did not form part of the Account Test, Lower Grade, which Jailors and Deputy Jailors were formerly liable to pass, so that the Inspector-General's proposal now to

include the Civil Service Regulations in the Jail department is a clear addition for which no sufficient reasons are brought out. I also agree that no case has been made out for extending the liability to pass this test to all assistant jailors. As the Inspector-General said in his letter G. O. No. 896, Educational, dated 9th September 1912.

A No. 166, dated 6th June 1912, knowledge of account keeping and other side matters are usually picked up in the course of work. The average jail clerk knows what little is required for the performance of his duties (mainly of a routine character) quite well and no test is needed for him. What is required is a simple, practical test, especially in jail rules, for jailors and deputy jailors and executive assistant jailors. I would therefore limit the application of the test to these classes.

A. G. CARDEW—30-7-13.

I agree.

H. A. S[UART]—30-7-13.

The file may, it is submitted, be passed on to Educational for the issue of the necessary orders.

S.L.—1-8-13.

T.V.T.—1-8-13.

A. J. CURGENVEN—2-8-13.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

Draft.

W. FRANCIS—5-8-13.

A draft order is submitted for approval.

2. It is not clear whether the Civil Account Code should also be removed from the curriculum. Please see the portion marked 'A' in the Chief Secretary's note above.

3. In paragraph 4 of his letter, the Inspector-General of Prisons suggests that the new test need not apply to officers who are already in the service as a matter of compulsion. The Judicial Department has not noted on this suggestion. As the test is to be newly prescribed for the posts of executive assistant jailors, the present incumbents of these posts may, it is submitted, be exempted from the test so as to admit of their holding the posts of assistant jailors. Subject to approval a paragraph

A.J.C.—13-8-13. has been added to the draft to this effect.

4. The draft order may be sent to the Judicial Department for acceptance before issue.

S.K.—8-8-13.

C. RAMANUJA ACHARI—8-8-13.

Yes.

W. FRANCIS—9-8-13.

To the Judicial Department.

JUDICIAL DEPARTMENT.

Please see paragraph 2 of the Educational Department's note above. The Chief Secretary's reference to the Inspector-General's statement seems to have been made only to show that no case had been made out for the extension of

the liability to pass the test to *all* assistant jailors (clerical assistants included). It

The intention is I think that it should be retained.

A.J.C.—13-8-13.

does not however appear to have been the intention to omit the Civil Account Code altogether from the syllabus (please also see Deputy Secretary's note, paragraph 4 on page 2 *ante*).

2. Subject to this modification, the draft may, if it is submitted, be accepted and the file returned to Educational.

S.L.—11-8-13.

T.V.T.—12-8-13.

A. J. CURGENVEN—13-8-13.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

Issue draft as now altered in red ink.

W. FRANCIS—15-8-13.

[G.O. No. 761, Educational, dated 16th August 1913.]

G.O. No. 896, Edl., dated 9-10-1912.

C. No. 2413, from the I. G. of Prisons, No. G. 422, dated 8-7-1913.

ORDER:
P.S.

The revised syllabus for the Jail

test submitted by the Inspector-

General of Prisons is approved subject to the ~~following conditions~~ ^{modifications}:-

(i) Part I of the Criminal Procedure Code and Chapter IV of the Indian Penal Code should both be retained ^{there} (and

(ii) the Civil Service Regulations ~~and the Civil Account Code~~ should be omitted from ~~list of subjects included in the test~~ ^{it}.

2. The Government do not approve of the proposals of the Inspector-General to raise the minimum ~~number~~ ^{percentage} of marks required to secure a pass in the test ~~and~~ ^{and} to prescribe it as a qualification for all assistant jailors of over five years' service.

The existing minimum of one-third of the maximum in each subject and two-fifths of the aggregate marks will continue, and the test will be compulsory only for Jailors, Deputy Jailors and Executive Assistant Jailors.

Disinfectant

Existing

3. The ~~present~~ incumbents of the posts of Executive Assistant Jailors will be exempted from the test ~~and~~

to enable them to hold ~~the~~ ^{their present} posts ~~as Assistant Jailors~~

4. The Commissioner for Government Examinations will be requested to submit a draft of the alterations ^{necessary} to be made in the Public Service and the Special Tests Notifications in consequence of the above orders.

S.F.
8-8-13.

CR
6-572

12/9/13

Noted in CB

18/8/13

Sub H
15/8/13

15/9/13

To the I.G. of Prisons. (9/12)

" Commr. for Govt. Exams. (11/12)

Copy to the Judicial Department. in print

not for. T.

2 Minutes
to Spencer
Sign after 10/10/13
with 10/10/13
sent for kept

20/9/13
XDP
9/9/13

ORDINARY.

PRESS SLIP.

PREFERENCE.

URGENT (a):

Constitutional Department.

Current No. dated 191
G.O. No. 7698 dated 16-8-1913.

INSTRUCTIONS FOR THE SECRETARIAT.

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

Brief subject: *Joint test. (Phase on separate slip within file folder)*

(c) Number of copies required when struck off (not including copies for volumes and editors' table which are retained in the Press).	(c) Extra copies to supply requisitions for purchase by the public.	Complete correspondence and orders.	Notes.
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			No.	Papers.	
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Public Dept.....					
Judicial Dept..... 4					
Political.....					
Financial Dept.....					
Marine Dept.....					
Ecclesiastical Dept.....					
Total		4			
The <i>L. G. Prisoners</i>		2			
The <i>L. G. Prisoners</i>		4			
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Total		12			

(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) For rules regarding printing of notes, see rule 315 of the office Manual.

(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.

INSTRUCTIONS FOR THE PRESS.

(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 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 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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* Copies distributed on (Press Clerk.)

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Proof returned corrected. Please strike off and send number of copies as indicated.

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Type may be released after usual interval.

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Clerk.

Referencer.
Clerk.

Referencer.
Clerk.

Supdt.

Supdt.

Supdt.

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Corrected proof received for striking on.....	
Final copies supplied on.....	8-9-13 LB

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Total ..	63			