

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1915.

Enclosures

Spare copies

G.O. No. 1332, 6th December 1915.

Acquisition of land

Approving the — required for the construction of a hostel attached to the Kellet High school, Triplicane, under the Land Acquisition Act, 1894, sanctioning a grant not exceeding one-half of the actual cost of the acquisition and another grant of Rs. 1,775 towards the cost of an old site proposed to be newly devoted to educational purposes and requesting the Collector of Madras to submit a draft notification under section 6 of the Act.

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GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper:—

Letter—from the Hon'ble Mr. J. H. STONE, M.A., F.R.H.S., C.I.E., Director of Public Instruction.

To—the Secretary to Government, Educational Department.

Dated—Madras, the 2nd November 1915.

No.—R.C. 10412/14.

The authorities of the Kellet High school, Triplicane, propose to erect a hostel for boys attending the school and for this purpose they request that the sites marked by red lines in the enclosed plan, which are just opposite their school building may be acquired under the Land Acquisition Act. The portion marked "Mission buildings" in the plan was purchased by the Chairman of the Wesleyan Methodist Missionary Society in 1912 for Rs. 3,550 and it is proposed to utilize this land also for the proposed hostel. Although it was purchased some years back without consulting the department, it is to be newly devoted to an educational purpose and grant towards the cost of its purchase is admissible—*vide* paragraph 2 of article 51 (i) of the Grant-in-Aid Code. The sites proposed to be acquired are estimated to cost Rs. 4,000. The cost of the whole land including the "Mission buildings" therefore comes to Rs. 7,550 and the authorities of the school request the sanction of a half-grant on this amount. I have the honour to recommend that a grant not exceeding one-half of the total cost may be sanctioned and that the sites marked by a red line may be acquired under the Land Acquisition Act.

2. The correspondent states that his attempts to acquire the sites by private negotiations proved impossible because the owner of one of the sites is in Pondicherry and the remaining sites belong to a minor. In view of the existence of a minor, the application of the Land Acquisition Act appears to be desirable to give a clear title to the property.

Order—No. 1332, Educational, dated 6th December 1915.

The Government consider that the sites required by the authorities of the Kellet High school, Triplicane, for building a hostel attached to the school and specified in the plan submitted by the Director of Public Instruction should be acquired under the Land Acquisition Act, 1894; and they will be prepared to give a grant not exceeding one-half of the actual cost of acquisition.

2. Sanction is also accorded to the payment of a grant not exceeding Rs. 1,775 towards the cost of the site marked "Mission buildings" in the plan subject to the condition that the sale-deed is examined by the Government Solicitor and the title to the property is found to be good and in order.

3. The Collector of Madras is requested to submit at an early date a draft notification for publication under section 6 of the Land Acquisition Act.

(True Extract.)

C. G. TODHUNTER,
Ag. Secretary to Government.

To the Director of Public Instruction.
" Collector of Madras, with a plan.
" Accountant-General.
" Revenue Department.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O. No. 1332, EDUCATIONAL, DATED
THE 6TH DECEMBER 1915.

[SUBJECT.—Acquisition of land for the Kellet high school, Triplicane.]

From the Director of Public Instruction, dated 2nd November 1915,
R.C. No. 10412.

First as regards the grant applied for towards the cost of the land purchased in 1912 for Rs. 3,550, it does not appear that the case can be dealt with under the last clause of paragraph (1) of article 51 of the Grant-in-aid Code as being "land previously purchased to be newly devoted to an educational purpose." A For, the land is shown as "Mission buildings" and as long as these were in the precincts of the school they should be regarded as having been used for educational purposes since their purchase by the school authorities. For precedents in which grants were refused in almost similar cases—please see G.Os. Nos. 256, Educational, dated the 29th April 1909, and 633, Educational, dated the 8th September 1911. Attention is specially solicited to paragraph 2 of the former Government order.

2. The next question for consideration is whether the application of the Land Acquisition Act is justified in this case. The general rules regulating such cases are contained in G.O. No. 599, Educational, dated 27th June 1913. Submitted that the Collector of Madras may be consulted in the first instance.

3. A draft endorsement is submitted for approval.

P.R.—15-11-15.

T.K.—16-11-15.

A more serious question seems to be whether we ought to go on increasing our liabilities under the head of building grants when we are under orders of strict retrenchment and don't know what sum will be provided under this head in the budget for the ensuing year. Will the Director of Public Instruction please advise on this and the portion marked A above?

C. G. TODHUNTER—20-11-15.

To the Director of Public Instruction.

OFFICE OF THE DIRECTOR
OF PUBLIC INSTRUCTION.

No. 165, dated 24th November 1915.

A. The clause about newly devoted to educational purposes seems to apply very exactly to this case. The words "Mission buildings" merely mean buildings owned by the Mission. They have not so far been used for any Mission purpose—they get none for them, I understand. If they use this properly for building a hostel taking a grant it passes out of their control for forty years; so the result to the Mission of so using it is practically the same as though they took a grant now for its acquisition.

examined by the Govt. Solicitor and the title to the property is found to be good and in order.

3. The Collector of Madras is requested to submit at an early date a draft notification for publication under section 6 of the Land Acquisition Act.

To, the S.P.G. (200) *[initials]*
Collector of Madras with
A.G. (40) a plan
Revenue Dept. (40)

26.11.15
[initials]
27.11.15

29.11.15

Noted in CB
11.12.15

[initials]
8/12/15
Spencerwood

The Govt. consider that the...
by the authorities of the...
school, the plan for...
is attached to the school...
specified in the plan...
the S.P.G. should be...
Land Acquisition Act, 1894...
and it is proposed to give...
not exceeding...
of acquisition...
2. Sanction is also recorded...
of a grant not exceeding...
Rs. 1,775 towards the cost of the land...
...the plan...

the title to the property is shown
the good and in order.
the collector of the tax is required
to submit at an early date a copy
of the tax for publication under
section 6 of the laws of the State.

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